

THE CITY OF SAN DIEGO, CALIFORNIA  
MINUTES FOR REGULAR COUNCIL MEETING  
OF

MONDAY, DECEMBER 12, 1988  
AT 2:00 P.M.

IN THE COUNCIL CHAMBERS - 12TH FLOOR

CHRONOLOGY OF THE MEETING:

The meeting was called to order by Mayor O'Connor at 2:09 p.m.  
Mayor O'Connor adjourned the meeting at 11:46 p.m. to meet in Closed  
Session at 9:00 a.m. on Tuesday, December 13, 1988, in the twelfth  
floor conference room on pending litigation matters.

ATTENDANCE DURING THE MEETING:

- (M) Mayor O'Connor-present
- (1) Council Member Wolfsheimer-present
- (2) Council Member Roberts-present
- (3) Council Member McColl-present
- (4) Council Member Pratt-present
- (5) Council Member Struiksma-present
- (6) Council Member Henderson-present
- (7) Council Member McCarty-present
- (8) Council Member Filner-present
- Clerk-Abdelnour, Fishkin (eb)

FILE LOCATION: MINUTES

ITEM-1: ROLL CALL

Clerk Abdelnour called the roll:

- (M) Mayor O'Connor-present
- (1) Council Member Wolfsheimer-present
- (2) Council Member Roberts-present
- (3) Council Member McColl-present
- (4) Council Member Pratt-present
- (5) Council Member Struiksma-present
- (6) Council Member Henderson-present
- (7) Council Member McCarty-present
- (8) Council Member Filner-present

ITEM-10: INVOCATION

No Invocation was given.

FILE LOCATION: MINUTES

Dec-12-1988

ITEM-20: PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Council Member  
McCarty.

FILE LOCATION: MINUTES

ITEM-30: (R-89-1112) ADOPTED AS RESOLUTION R-272454

Recognizing the week of December 11 through 17, 1988 as  
"National Drunk and Drugged Driving Awareness Week" and  
designating the same as "San Diego Drunk and Drugged  
Driving Awareness Week" .

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A034-086.)

MOTION BY McCARTY TO ADOPT. Second by Struiksma. Passed by the  
following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea,  
Pratt-yea, Struiksma-yea, Henderson-yea, McCarty-yea,  
Filner-yea, Mayor O'Connor-yea.

ITEM-31: (R-89-771) ADOPTED AS RESOLUTION R-272457

Congratulating and commending Sammy Zogg for her  
outstanding accomplishments and on being crowned Miss Jr.  
Teen in the Modern Miss California Finals on August 13,  
1988; wishing her the best of luck in the National Finals  
to be held in the Bahamas in April 1989, and continued  
success in all her future endeavors.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A088-111.)

MOTION BY HENDERSON TO ADOPT. Second by Struiksma. Passed by  
the following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea,  
Pratt-yea, Struiksma-yea, Henderson-yea, McCarty-yea,  
Filner-yea, Mayor O'Connor-yea.

Dec-12-1988

ITEM-32: APPROVED

Approval of Council Minutes for the Meetings of:

10/24/88

10/25/88

10/27/88 Special

10/31/88

11/01/88 Special

11/07/88

11/07/88 Special Adjourned

11/08/88 Adjourned

11/10/88 Special

11/14/88 Special

FILE LOCATION: MINUTES

COUNCIL ACTION: (Tape location: A112-115.)

MOTION BY FILNER TO APPROVE. Second by Pratt. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-yea, Struiksmayea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

ITEM-33: DENIED HEARING

Matter of the request of Del Mar Development Company, by Jack E. Newquist, for a hearing of an appeal from the decision of the Planning Commission in denying Planned Residential Development Permit PRD-87-0260 and Tentative Map TM-87-0260 (Verde del Mar), proposing to construct 25 single-family, detached dwelling units and a 26-lot subdivision on approximately 9.3-acres. The subject property is located on the north side of Via de la Valle, west of El Camino Real, approximately one mile east of I-5, in proposed Zones R1-10000 and R1-40000 (HRO), and is further described as a portion of Lot 8, Section 6, Township 14 South, Range 3 West, S.B.B.M. (PRD & TM-87-0260. District-1.)

A motion granting or denying the request for a hearing of the appeal.

FILE LOCATION: PERM PRD 87-0260 and SUBD Verde del Mar

COUNCIL ACTION: (Tape location: A115-128.)

MOTION BY WOLFSHEIMER TO DENY THE REQUEST FOR A HEARING. Second by McColl. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-yea, Struiksmayea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

\* ITEM-50: (O-89-94) ADOPTED AS ORDINANCE O-17193 (New Series)

Amending Ordinance O-17098 (New Series), as amended, entitled "An Ordinance Establishing a Schedule of Compensation for Officers and Employees of the City of San Diego for the Fiscal Year 1988-89", to create the new classifications of Binational Affairs Officer and Assistant Binational Affairs Officer; amending Exhibit C to said Ordinance to include the new classifications in Managerial Categories C and B, respectively, and to delete

the classifications of Binational Affairs Director and Assistant Binational Affairs Director from Executive Categories III and II, respectively; establishing salary rates for the newly created Managerial classifications; and exempting said new positions from the Classified Service. (Introduced on 11/21/88. Council voted 8-0. District 6 not present.)

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A326-339.)

CONSENT MOTION BY McCARTY TO DISPENSE WITH THE READING AND ADOPT. Second by McColl. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

\* ITEM-51: (O-89-103) ADOPTED AS ORDINANCE O-17194 (New Series)

Amending Ordinance O-17098 (New Series), as amended, entitled "An Ordinance Establishing a Schedule of Compensation for Officers and Employees of the City of San Diego for the Fiscal Year 1988-89" by amending Exhibit B thereto to create and add a new class entitled "Fire Dispatcher" in the Communications Occupational Group; amending Exhibit A-2 of said ordinance to provide a new salary rate number 46.4 for said position in the Classified Service; amending Resolution R-270952 to place the newly created class in the Technical Representation Unit; and amending Resolution R-270951 to approve and declare the above newly created class as eligible for premium rate overtime by placing it in Group A of said Overtime Eligibility Resolution R-270951.

(Introduced on 11/21/88. Council voted 8-0. District 6 not present.)

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A326-339.)

CONSENT MOTION BY McCARTY TO DISPENSE WITH THE READING AND ADOPT. Second by McColl. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

\* ITEM-52: (O-89-106) ADOPTED AS ORDINANCE O-17195 (New Series)

Amending Chapter I of the San Diego Municipal Code by adding Section 11.19, relating to the Establishment of Civil Penalties for Violation of the Code.

(Introduced on 11/29/88. Council voted 8-0. Mayor not present.)

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A326-339.)

CONSENT MOTION BY McCARTY TO DISPENSE WITH THE READING AND ADOPT. Second by McColl. Passed by the following vote:

Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

\* ITEM-53: (O-89-84) ADOPTED AS ORDINANCE O-17196 (New Series)

Amending Chapter VI, Article 1, Division 23, of the San Diego Municipal Code, by amending Section 61.2370, relating to Improvement Bonds; and repealing Sections 61.2371 through 61.2375, known as the San Diego Improvement District Procedural Ordinance of 1982.

(Introduced on 11/28/88. Council voted 9-0.)

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A326-339.)

CONSENT MOTION BY McCARTY TO DISPENSE WITH THE READING AND ADOPT. Second by McColl. Passed by the following vote:

Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

\* ITEM-54: (O-89-73) ADOPTED AS ORDINANCE O-17197 (New Series)

Amending Chapter IX, Article 2, Divisions 1, 2, 3, 4, 5 and 6 of the San Diego Municipal Code, by amending Sections 92.0100, 92.0101, 92.0102, 92.0103, 92.0104, 92.0105, 92.0106, 92.0107, 92.0202, 92.0203, 92.0204, 92.0206, 92.0207, 92.0301, 92.0401, 92.0501, 92.0502, 92.0506, 92.0507, 92.0508, 92.0509, 92.0606, 92.0607, 92.0626, 92.0627, 92.0628 and 92.0629; by repealing Section 92.0503; and amending Chapter IX, Article 3, Division 3, of the San Diego Municipal Code, by amending Section 93.0305, relating to the Electrical Code.

(Introduced on 11/21/88. Council voted 8-0. District 6 not present.)

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A326-339.)

CONSENT MOTION BY McCARTY TO DISPENSE WITH THE READING AND ADOPT. Second by McColl. Passed by the following vote:

Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-yea,  
Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor  
O'Connor-yea.

\* ITEM-55: (O-89-63 Rev.2) ADOPTED AS ORDINANCE O-17198 (New Series)

19881212

Incorporating a portion of Lots 2, 3, and 4, Section 30,  
Township 14 South, Range 3 West, SBBM (approximately 22.9  
acres), located southerly of Arroyo Sorrento Road and El  
Camino Real into Zone M-IP (HRO).

(Case-86-0573. Sorrento Hills Community Area.

District-1. Introduced as amended on 11/22/88.

Council voted 5-3. Districts 1, 8 and Mayor voted nay.

District 6 not present.)

FILE LOCATION: ZONE ORD. NO.

COUNCIL ACTION: (Tape location: A326-339.)

CONSENT MOTION BY McCARTY TO DISPENSE WITH THE READING AND ADOPT. Second by McColl. Passed by the following vote:

Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-yea,  
Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor  
O'Connor-yea.

ITEM-56: (O-89-99) AMENDED, TO BE RE-INTRODUCED JANUARY 9,  
1989

Introduction of an Ordinance amending Chapter III, Article  
5, Division 1, of the San Diego Municipal Code by amending  
Section 35.0104 relating to Transient Occupancy Tax  
Exemptions.

(See City Manager Report CMR-88-553.)

COMMITTEE ACTION: Reviewed by PSS on 11/16/88.

Recommendation to approve in concept, to increase the Transient  
Occupancy Tax Rate Exemption for Single Room Occupancy Hotel's  
and requested that tax rates exemption be reviewed to insure  
that visitors, not low income residents, are being taxed.

Districts 2, 3 and 7 voted yea. Districts 4 and 6 not present.

FILE LOCATION: --

COUNCIL ACTION: (Tape location: A349-354.)

MOTION BY MCCOLL TO DIRECT STAFF TO COME BACK TO COUNCIL ON  
JANUARY 9, 1989, WITH A REVISED SCHEDULE TO REFLECT THE CITY

MANAGER'S RECOMMENDATION TO CHANGE THE \$11.00 TO \$20.00 AND RE-INTRODUCE THE ORDINANCE. Second by McCarty. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-yea, Struiksmayea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

\* ITEM-57: (O-89-82) INTRODUCED, TO BE ADOPTED JANUARY 9, 1989

Introduction of an Ordinance amending Chapter VI, Article 4, Division 4, of the San Diego Municipal Code by amending Section 64.0410, relating to Sewer Capacity Charges, for disposal of groundwater to the City sewerage system.

(See City Manager Reports CMR-88-523 and CMR-88-563.)

COMMITTEE ACTION: Reviewed by PSS on 11/30/88.

Recommendation to approve the City Manager's recommendation.

Districts 2, 3, 4, 6 and 7 voted yea.

WU-U-89-037.

FILE LOCATION: --

COUNCIL ACTION: (Tape location: A339-349.)

CONSENT MOTION BY McCARTY TO INTRODUCE. Second by Pratt.

Passed by the following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-yea, Struiksmayea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

\* ITEM-58: (O-89-100) INTRODUCED, TO BE ADOPTED JANUARY 9, 1989

Introduction of an Ordinance amending Chapter VI, Article 7, Division 38, of the San Diego Municipal Code by amending Sections 67.38 through 67.38.8, relating to Water Conservation, by making the following changes in the mandated Water Conservation Plan:

- 1) Substitutes public notice for public hearing;
- 2) Makes Stage 2 restrictions voluntary during Stage 1;
- 3) Permits water use schedules to be tailored to the water use requirements of the City;
- 4) Permits adjustment of water use hours to meet system pressure availability; and
- 5) Permits the City Council to evaluate if water will be sold outside the City during an emergency.

(See City Manager Report CMR-88-581.)

COMMITTEE ACTION: Reviewed by PSS on 11/30/88.

Recommendation to approve with amended wording "in the event of a foreseen water shortage the City Manager will present his

proposal to the City Council prior to implementation of a Stage 2 or Stage 3." Districts 3, 6 and 7 voted yea. Districts 2 and 4 not present.

WU-U-89-044.

FILE LOCATION: --

COUNCIL ACTION: (Tape location: A339-349.)

CONSENT MOTION BY McCARTY TO INTRODUCE. Second by Pratt.

Passed by the following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

\* ITEM-59: (O-89-114) INTRODUCED, TO BE ADOPTED JANUARY 9, 1989

Introduction of an Ordinance setting aside and dedicating a 4.50 acre portion of Pueblo Lot 1781 of the Pueblo Lands of City-owned land for a public park.

(See City Manager Report CMR-88-467. La Jolla Community Area. District-1.)

COMMITTEE ACTION: Reviewed by TLU on 9/26/88.

Recommendation to approve the City Manager's recommendation to deny Mr. Zongker's request for a land swap. Districts 1, 2, 4 and 8 voted yea. District 5 not present.

CITY MANAGER SUPPORTING INFORMATION: On May 10, 1988, William Zongker spoke before the Transportation and Land Use Committee requesting the City to enter into a land exchange of his property for City-owned property. The item was referred to the City Manager for a report. On August 4, 1988 the Park and Recreation Board voted unanimously to oppose the exchange of City-owned property to Mr. Zongker. The Board also requested that this parcel be dedicated as parkland by ordinance, pursuant to Section 55 of the City Charter and Council Policy 700-7. On September 26, 1988, the Transportation and Land use Committee considered City Manager's Report CMR-88-467, concerning the proposed exchange and voted to approve the Manager's recommendation, not to authorize the exchange. This action will dedicate this property for park purposes but will not name it to permit flexibility in naming and changing the name in the future.

FILE LOCATION: --

COUNCIL ACTION: (Tape location: A339-349.)

CONSENT MOTION BY McCARTY TO INTRODUCE. Second by Pratt.

Passed by the following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

\* ITEM-100: (R-89-863) ADOPTED AS RESOLUTION R-272458

Awarding a contract to L.R. Hubbard Construction Co. Inc. for the installation of Mira Mesa Lighting and Landscaping; authorizing the City Auditor and Comptroller to transfer \$253,894 from Fund No. 79006, Mira Mesa Facilities Benefit Assessment Fund, to CIP-52-384, Mira Mesa Lighting and Landscaping; authorizing the expenditure of an amount not to exceed \$253,894 from Fund No. 79006, Mira Mesa Facilities Benefit Assessment Fund, CIP-52-384, Mira Mesa Lighting and Landscaping, to supplement funds previously authorized by Resolution R-271698, adopted on August 8, 1988, for said project and related costs; authorizing the City Auditor and Comptroller, upon advice from the administering department, to transfer excess budgeted funds, if any, to the appropriate reserves.  
(BID-0048/89)

(Mira Mesa Community Area. District-5.)

CITY MANAGER SUPPORTING INFORMATION: This project will provide lighting and landscaping to the Mira Mesa Boulevard medians between Parkdale Avenue on the west and I-15 on the east. This project will add needed beautification to the recently completed median narrowing and street work done by City contract. One bid only was received in the amount of \$774,500 from L.R. Hubbard Construction Company, which was 41 percent over the project budget of \$550,600 and 14 percent over our consultant's estimate of \$678,661. There are no discrepancies on the plans or in the specifications which would warrant readvertising and bidding and a significant reduction in the scope of the project is not a reasonable alternative. Additional funds are required for this contract.

Aud. Cert. 8900489.

FILE LOCATION: STRT M-153

COUNCIL ACTION: (Tape location: A355-440.)

CONSENT MOTION BY McCOLL TO ADOPT. Second by McCarty. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

\* ITEM-101: (R-89-858) ADOPTED AS RESOLUTION R-272459

Awarding a contract to Modular Building Concepts for the purchase of one 24 ft. x 60 ft. office trailer for the

Waste Management, Litter Control Division, for an actual cost of \$56,816.14, including tax, set up and delivery. (BID-0143/89)

Aud. Cert. 8900504.

FILE LOCATION: MEET CONTFY89-1

COUNCIL ACTION: (Tape location: A355-440.)

CONSENT MOTION BY McCOLL TO ADOPT. Second by McCarty. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

\* ITEM-102: (R-89-853) ADOPTED AS RESOLUTION R-272460

Awarding a contract to Konopacky Equipment Sales for the purchase of one surface grinder (Winona Van Norman #SM6000C), for a total cost of \$33,075.67, including tax, less trade-in allowance. (BID-0146/89)

Aud. Cert. 8900492.

FILE LOCATION: MEET CONTFY89-1

COUNCIL ACTION: (Tape location: A355-440.)

CONSENT MOTION BY McCOLL TO ADOPT. Second by McCarty. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

\* ITEM-103: (R-89-855) ADOPTED AS RESOLUTION R-272461

Awarding a contract to Pedus Services, Inc. for payroll and labor contract services for the Convention & Performing Arts Center, as may be required for a period of three years beginning January 1, 1989 through December 31, 1991, for an estimated cost of \$1,697,787, for the three year period, with provisions for two additional one year periods. (BID-0216/89)

Aud. Cert. 8900500.

FILE LOCATION: MEET CONTFY89-1

COUNCIL ACTION: (Tape location: A355-440.)

CONSENT MOTION BY McCOLL TO ADOPT. Second by McCarty. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

\* ITEM-104: (R-89-857) ADOPTED AS RESOLUTION R-272462

Awarding a contract to the County of San Diego, Department

of Public Works, for payment of landfill fees for disposal of rags and other materials removed from barscreens at pump stations, as may be required for a period of one year beginning December 1, 1988 through November 30, 1989, for a total estimated cost of \$30,000 for one year with an option to renew the contract for four additional one year periods, per San Diego County's fee schedule. (BID-0284/89)

FILE LOCATION: MEET CONTFY89-1

COUNCIL ACTION: (Tape location: A355-440.)

CONSENT MOTION BY McCOLL TO ADOPT. Second by McCarty. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

\* ITEM-105: (R-89-849) ADOPTED AS RESOLUTION R-272463

Awarding contracts for the purchase of 2-part pavement marker epoxy, bituminous adhesive and reflective raised pavement markers, as may be required for a period of one year beginning December 1, 1988 through November 30, 1989, for an estimated cost of \$32,235.36, including tax and terms, with an option to renew the contracts for three additional one-year periods, and price increase not to exceed 3 percent of the original year prices, as follows: (BID-0173/89)

1. John C. Henberger Co. Inc. for Items 1 and 2, epoxy and bituminous adhesive.
2. Stimsonite for Items 3, 4, 5 and 6, reflective raised pavement markers.

FILE LOCATION: MEET CONTFY89-2

COUNCIL ACTION: (Tape location: A355-440.)

CONSENT MOTION BY McCOLL TO ADOPT. Second by McCarty. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

\* ITEM-106: (R-89-852) ADOPTED AS RESOLUTION R-272464

Awarding a contract to John C. Henberger Co. Inc. for furnishing electric flasher lights, battery operated, as may be required for a period of one year beginning November 1, 1988 through October 31, 1989, for a total estimated cost of \$24,257.97, including tax and terms, with an option to renew the contract for two

additional one year periods, with price escalation not to exceed 10 percent of prices in effect at the end of the prior year. (BID-0136/89)

FILE LOCATION: MEET CONFY89-1

COUNCIL ACTION: (Tape location: A355-440.)

CONSENT MOTION BY McCOLL TO ADOPT. Second by McCarty. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

\* ITEM-107: (R-89-856) ADOPTED AS RESOLUTION R-272465

Awarding a contract to Harben, Inc. for the purchase of a high pressure water cleaning system for a total cost of \$30,853.45, including tax and terms. (BID-0240/89)  
Aud. Cert. 8900497.

FILE LOCATION: MEET CONFY89-1

COUNCIL ACTION: (Tape location: A355-440.)

CONSENT MOTION BY McCOLL TO ADOPT. Second by McCarty. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

\* ITEM-108: (R-89-861) ADOPTED AS RESOLUTION R-272466

Inviting bids for furnishing a Gas Fired Chiller and Related Equipment on Work Order No. 118871; authorizing the execution of a contract with the lowest responsible bidder; authorizing the City Auditor and Comptroller to transfer \$36,500 from the Planetarium Construction Fund 97800 to CIP-37-426, Planetarium Underground HVAC Piping Replacement; authorizing the expenditure of funds not to exceed \$115,000 from CIP-37-426, Planetarium Underground HVAC Piping Replacement, for said project and related costs; authorizing the Auditor and Comptroller, upon advice from the administering department, to transfer excess budgeted funds, if any, to the appropriate reserves. (BID-0244/89)

( See City Manager Report CMR-88-230. Balboa Park Community Area. District-8. )

COMMITTEE ACTION: Reviewed by PFR on 4/27/88.

Recommendation to accept the City Manager's Report. Districts 1, 5, 6, 7 and 8 voted yea.

CITY MANAGER SUPPORTING INFORMATION: Earlier Council action authorized the design and construction of a chilled water

generating system at the Planetarium to replace an underground pipe line installed in 1970 which has developed leaks. This request is for the purchase of equipment needed for the system which may include long lead time items. The installation plans and specifications are being completed and will be bid separately. In discussions with Planetarium staff it was agreed to oversize some equipment to accommodate the planned Phase I expansion of this facility. The location and screening of the new equipment has also been reviewed and approved by Park committees and the Park and Recreation Board. SDG&E is providing a subsidy of \$56,000 to the project as an incentive for using a gas fired chiller vs. the electric drive type. A low profile screening structure will be installed which will also provide for security and weather protection. This installation will be made at the west end of the building adjacent to a lower level truck delivery area in space that will not impact on park usage. The project and funding was unanimously approved by the Planetarium Authority at its April 22, 1988 meeting. The PF&R Committee considered this item on April 27, 1988 (City Manager's Report CMR-86-205) and concurred in its recommendation.

Aud. Cert. 8900378.

FILE LOCATION: W.O. 118871 CONTFY89-1

COUNCIL ACTION: (Tape location: A355-440.)

CONSENT MOTION BY McCOLL TO ADOPT. Second by McCarty. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

\* ITEM-109: (R-89-862) ADOPTED AS RESOLUTION R-272467

Inviting bids for the Construction of Sports Arena  
Boulevard Bridge Deck Overlay on Work Order No. 129079;  
authorizing the execution of a contract with the lowest  
responsible bidder; authorizing the expenditure of an  
amount not to exceed \$100,000 from Gas Tax Fund 30129 for  
providing funds for said project and related costs;  
authorizing the City Auditor and Comptroller, upon advice  
from the administering department, to transfer excess  
budgeted funds, if any, to the appropriate reserves.  
(BID-0292/89)

(Mission Bay Community Area. District-6. )

CITY MANAGER SUPPORTING INFORMATION: The project will  
repair concrete spalls and provide deck resurfacing to the  
Sports Arena Boulevard bridge over the San Diego River flood

control channel. In recent years, progressive physical damage to the bridge deck has occurred due to insufficient cover over the reinforcing steel. Linear fractures and delaminations have produced a rough riding surface, necessitating frequent deck repairs. Application of the concrete overlay system will prevent further deterioration of the existing substrate while providing a relatively impermeable, skid resistant wearing surface. This should extend the structural life of the base concrete and improve deck surface rideability. Funding for the project has been provided by the General Services Department, Streets Division, from Gas Tax maintenance funds, since there is no CIP available to fund the hiring of a specialist contractor.

Aud. Cert. 8900505.

FILE LOCATION: W.O. 129079 CONFY89-1

COUNCIL ACTION: (Tape location: A355-440.)

CONSENT MOTION BY McCOLL TO ADOPT. Second by McCarty. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

\* ITEM-110: (R-89-854) ADOPTED AS RESOLUTION R-272468

Inviting bids for the construction of Safety All-Weather Walkway for Lisbon Street on Work Order No. 119041; authorizing the execution of a contract with the lowest responsible bidder; authorizing the transfer of \$54,000 from Proposition 'A' Fund 3300, CIP-52-396, State Route 117 and 125 to CIP-52-327, Annual Allocation - Safety All Weather Walkways; authorizing the expenditure of an amount not to exceed \$121,100 (\$67,100 from Capital Outlay Fund 30245 and \$54,000 from Proposition 'A' Fund 3300) from CIP-52-327, Annual Allocation - Safety All Weather Walkways, for providing funds for said project and related costs; authorizing the City Auditor and Comptroller, upon advice from the administering department, to transfer excess budgeted funds, if any, to the appropriate reserves. (BID-0279/89)

(Southeast San Diego Community Area. District-4.)

CITY MANAGER SUPPORTING INFORMATION: This Annual Allocation will construct an all-weather, asphalt concrete walkway on the north side of Lisbon Street from Imperial Avenue to 700 feet east of 71st Street to serve Keiller Middle School. At present, there are no sidewalks on Lisbon Street for students and pedestrians. Therefore, this interim project will improve safety for students until permanent street improvements are

constructed. Lisbon Street was selected for this Annual Allocation from a priority list of similar streets based on criteria such as traffic volume, speed, and whether or not the street is a safe route to school.

Aud. Cert. 8900458.

FILE LOCATION: W.O. 119041 CONTFY89-1

COUNCIL ACTION: (Tape location: A355-440.)

CONSENT MOTION BY McCOLL TO ADOPT. Second by McCarty. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

\* ITEM-111: (R-89-850) ADOPTED AS RESOLUTION R-272469

Rejecting all bids received on October 14, 1988 and inviting bids for the Construction of Southeast Athletic Area - Improvements on Work Order No. 118922; authorizing the execution of a contract with the lowest responsible and reliable bidder; authorizing the City Auditor and Comptroller to transfer \$20,713 (\$2,551 from PSD Fund 11660 and \$18,162 from PSD Fund 15000) to CIP-29-579, Southeast Athletic Area - Improvements; authorizing the expenditure of funds not to exceed \$20,713 from CIP-29-579, Southeast Athletic Area - Improvements, to supplement funds previously authorized by Resolution R-271868, adopted on September 19, 1988, for said project and related costs; authorizing the Auditor and Comptroller, upon advice from the administering department, to transfer excess budgeted funds, if any, to the appropriate reserves. (BID-0126/89A)

(Southeast San Diego Community Area. District-4.)

CITY MANAGER SUPPORTING INFORMATION: This project will provide additional improvements needed to complete the development of the Southeast Athletic Area park site. The improvements include the construction of a children's play area, expanded picnic facilities, automated irrigation systems and landscaping. The construction cost estimate was \$80,000. One bid of \$99,137 was received on October 14, 1988. An active construction climate and a low bid estimate have been identified as reasons for lack of bidder response. The project's cost estimate has been increased. Rejection of the bid received and readvertising is recommended.

Aud. Cert. 8900433.

FILE LOCATION: W.O. 118922

COUNCIL ACTION: (Tape location: A355-440.)

CONSENT MOTION BY McCOLL TO ADOPT. Second by McCarty. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

\* ITEM-112:

Three actions relative to approving the final subdivision map of Brown Field Business Park Unit No. 1, a 20-lot subdivision located southeasterly of Otay Mesa Road and Britannia Boulevard:  
(Otay Mesa Community Area. District-8.)

Subitem-A: (R-89-1082) ADOPTED AS RESOLUTION R-272470  
Authorizing the execution of a Subdivision Improvement Agreement with Turnberry Associates for the installation and completion of public improvements.

Subitem-B: (R-89-1081) ADOPTED AS RESOLUTION R-272471  
Approving the final map.

Subitem-C: (R-89-1083) ADOPTED AS RESOLUTION R-272472  
Authorizing the execution of an agreement with Turnberry Associates for payment of fees for public facilities.

FILE LOCATION: SUBD Brown Field Business Park Unit No. 1  
CONTFY89-2

COUNCIL ACTION: (Tape location: A355-440.)

CONSENT MOTION BY McCOLL TO ADOPT. Second by McCarty. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

\* ITEM-113:

Two actions relative to approving Parcel Map TM-86-0821, an 18-parcel Parcel Map located southeasterly of El Camino Real and Del Mar Heights Road:  
(North City West Community Area. District-1.)

Subitem-A: (R-89-1059) ADOPTED AS RESOLUTION R-272473  
Approving Parcel Map TM-86-0821.

Subitem-B: (R-89-1060) ADOPTED AS RESOLUTION R-272474  
Approving the acceptance by the City Manager of three street easement deeds of Pardee Construction Company,

dated October 14, 1988; Leo Anthony McGuire, dated October 12, 1988; and Leo Anthony McGuire and Mary McGuire, co-trustees of the McGuire family trust, dated July 7, 1988, granting to the City easements for public street purposes in a portion of the Southwest Quarter of Section 18 and the Northwest Quarter of Section 19, Township 14 South, Range 3 West, S.B.M., and in Parcel 1 of Parcel Map PM-13449; dedicating said land as and for a public street and naming the same Townsgate Drive.

**FILE LOCATION:**

Subitem-A SUBD Township 14, South, Range 3  
West, Sections 18 & 19,

**Subitem-B DEED**

F-4740 DEEDFY89-3

**COUNCIL ACTION:** (Tape location: A355-440.)

CONSENT MOTION BY McCOLL TO ADOPT. Second by McCarty. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

\* ITEM-114: (R-89-1114) ADOPTED AS RESOLUTION R-272475

Terminating the Subdivision Improvement Agreements of August 31, 1981 for Villa Mesa Unit Nos. 1, 2 and 3; releasing Performance Bond Nos. SC-731-12-22, SC-731-14-23, and SC-731-14-24, issued by American Insurance Company, guaranteeing the improvements in the subdivision known as Villa Mesa Unit Nos. 1, 2 and 3.

(Tierrasanta Community Area. District-7.)

**CITY MANAGER SUPPORTING INFORMATION:** On August 31, 1981, the City entered into agreements with Tierrasanta Norte (presently known as Tierrasanta L-L Partnership ) for the construction of public improvements for Villa Mesa Unit Nos. 1, 2 and 3. No work was done on these projects. The property covered by these agreements has been resubdivided by Tierrasanta Norte III, Tierrasanta Norte VI, Unit No. 1 and Tierrasanta Norte VI, Unit No. 2. The City has entered into agreements with Tierrasanta L-L Partnership for the construction of public improvements for these projects, which completely supersede those obligated through the Villa Mesa agreements. Therefore, it is recommended that the Subdivision Improvements for Units 1, 2 and 3 of Villa Mesa be terminated and the sureties be released.

FILE LOCATION: SUBD Villa Mesa Unit Nos. 1, 2 and 3

COUNCIL ACTION: (Tape location: A355-440.)

CONSENT MOTION BY McCOLL TO ADOPT. Second by McCarty. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

\* ITEM-115: (R-89-1055) ADOPTED AS RESOLUTION R-272476

Authorizing the execution of a deed conveying to San Diego Gas and Electric Company, an easement for electrical service over a portion of Lot 70, Rancho Mission, to serve the Mission Trails Regional Park, at Cowles Mountain.

(Cowles Mountain Community Area. District-7.)

CITY MANAGER SUPPORTING INFORMATION: A new comfort station to serve the Mission Trails Regional park at Cowles Mountain is in the final stages of development planning. Electrical service to the public restroom within the plan will require SDG&E to cross a portion of the regional park still owned in fee by the City (the rest of the park is a joint County/City project). This project will be a County development, but, when completed, City's Park and Recreation Department, Open Space Division will staff and manage the facility. Therefore, no processing fee is being charged. The City's fee ownership is a 0.89-acre site in the northeast corner of Navajo Road and Golfcrest Drive, known as Lot 70, Rancho Mission.

FILE LOCATION: DEED F-4741 DEEDFY89-1

COUNCIL ACTION: (Tape location: A355-440.)

CONSENT MOTION BY McCOLL TO ADOPT. Second by McCarty. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

\* ITEM-116: (R-89-1095) ADOPTED AS RESOLUTION R-272477

Approving the acceptance by the City Manager of a deed of the United States Government conveying to the City a 0.44-acre parcel of land; dedicating said land as and for a public street, and naming the same Antigua Boulevard.

(Tierrasanta Community Area. District-7.)

CITY MANAGER SUPPORTING INFORMATION: By Resolution R-255652 dated January 11, 1982, the City of San Diego conveyed a deed of reversion to the Federal Government for a 0.44 acre of land. This land was originally a portion of a larger parcel deeded to

the City from the Federal Government for park purposes. The 0.44 acre was reverted back to the Federal Government for removal of certain deed restrictions that would then allow its use for street purposes. Once the restrictions were removed, the U. S. General Services Administration (GSA) would establish a fair market value for the property for which it would be purchased by the City.

FILE LOCATION: DEED F-4742 DEEDFY89-1

COUNCIL ACTION: (Tape location: A355-440.)

CONSENT MOTION BY McCOLL TO ADOPT. Second by McCarty. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

ITEM-117: (R-89-1117) TRAILED TO DECEMBER 13, 1988

Authorizing the City Manager to accept a grant deed, to be subsequently executed by the City of Escondido, conveying to the City an undivided one-half interest in a portion of Oak's Tract in Rancho San Bernardo; authorizing the expenditure of an amount not to exceed \$214,750 from the sale proceeds of First American Title Insurance Company, Escrow 965041 TE, for the above acquisition.

(See City Manager Report CMR-88-594.)

Aud. Cert. 8900501.

FILE LOCATION: --

COUNCIL ACTION: (Tape location: A440-533.)

BY COMMON CONSENT THE ITEM WAS TRAILED AT THE REQUEST OF COUNCIL MEMBER WOLFSHEIMER FOR FURTHER REVIEW. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

\* ITEM-118:

Two actions relative to dedicating Beyer Boulevard:  
(Otay-Mesa Nestor Community Area. District-8.)

Subitem-A: (R-89-1096) ADOPTED AS RESOLUTION R-272478

Dedicating for public street purposes portions of Section 26, Township 18 South, Range 2 West, San Bernardino Meridian, and naming the same Beyer Boulevard.

Subitem-B: (R-89-1097) ADOPTED AS RESOLUTION R-272479

Certifying that the information contained in Environmental Impact Report EIR-83-0227, has been completed in compliance with the California Environmental Quality Act of 1970, as amended, and State guidelines, and has been reviewed and considered by the Council.

**CITY MANAGER SUPPORTING INFORMATION:** On May 31, 1988, City Council Resolution R-271054 authorized the acquisition of right-of-way required for the widening of Beyer Boulevard from State Route 117 on the south to the City limits on the north. This project allowed the widening of Beyer Boulevard to a four-lane major street and the construction of a new bridge over the Otay River. This project is consistent with the General Plan and circulation element of the Otay-Mesa Nestor Community Plan. The right-of-way acquired for the street now needs to be dedicated for street purposes.

**FILE LOCATION:**

Subitems A and B DEED F-4744  
DEEDFY89-1

**COUNCIL ACTION:** (Tape location: A355-440.)

**CONSENT MOTION BY McCOLL TO ADOPT.** Second by McCarty. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

**\* ITEM-119:**

Two actions relative to dedicating Siempre Viva Road:  
(Otay Mesa Community Area. District-8.)

**Subitem-A: (R-89-1109) ADOPTED AS RESOLUTION R-272480**  
Dedicating a portion of Section 36, Township 18 South, Range 1 West, S.B.M. as and for a public street and naming the same Siempre Viva Road.

**Subitem-B: (R-89-1110) ADOPTED AS RESOLUTION R-272481**  
Certifying that the information contained in Environmental Impact Report EIR-85-0851 has been completed in compliance with the California Environmental Quality Act of 1970, as amended, and State guidelines, and has been reviewed and considered by the Council.

**CITY MANAGER SUPPORTING INFORMATION:** On May 27, 1986, City Council Resolution R-265875 approved TM-85-0851. A condition of TM-85-0851 approval was the improvement of Siempre Viva Road to a six-lane major street. One parcel of land required was an

off-site acquisition. The parcel was acquired by condemnation and now requires dedication and naming.

FILE LOCATION:

Subitems A and B DEED F-4745  
DEEDFY89-1

COUNCIL ACTION: (Tape location: A355-440.)

CONSENT MOTION BY McCOLL TO ADOPT. Second by McCarty. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

\* ITEM-120: (R-89-1154) ADOPTED AS RESOLUTION R-272482

Adopting the Legislative Calendar of meetings of the City Council and Standing Committees of the City Council for 1989.

COMMITTEE ACTION: Initiated by RULES on 11/30/88.

Recommendation to adopt the proposed Legislative Calendar for 1989, with the addition of the ULI Conference on April 26-29. Districts 1, 2, 3, 7 and Mayor voted yea.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A355-440.)

CONSENT MOTION BY McCOLL TO ADOPT. Second by McCarty. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

\* ITEM-121: (R-89-1119) ADOPTED AS RESOLUTION R-272483

Waiving Council Policy 700-3 with respect to payment of fees by the San Diego Coalition for the Homeless, for the use of the Convention and Performing Arts Center on December 19, 1988, for a Christmas party for homeless children; authorizing the expenditure of an amount not to exceed \$670 from the Unallocated Reserve General Fund to defray expenses incurred by the Convention and Performing Arts Center for the above described event.

(See Committee Consultant Analysis PFR-88-33.)

COMMITTEE ACTION: Initiated by PFR on 11/23/88.

Recommendation to waive payment of fees by the San Diego Coalition for the Homeless for purposes of holding a Christmas party for homeless children and authorizing the \$670 fee be expended from the Unallocated Reserve to defray CPAC's expenses. Districts 5, 7 and 8 voted yea. Districts 1 and 6 not present.

Aud. Cert. 8900499.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A355-440.)

CONSENT MOTION BY McCOLL TO ADOPT. Second by McCarty. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

\* ITEM-122: (R-89-1089) ADOPTED AS RESOLUTION R-272484

Authorizing the City Manager and City Auditor and Comptroller to add Recreation Centre Lighting, CIP-29-677 to the Fiscal Year 1989 Capital Improvement Program; authorizing the City Auditor and Comptroller to transfer \$45,000 from Capital Outlay Fund 302453, CIP-20-001, Annual Allocation - Minor Park Requirements, to CIP-29-677, Recreation Center Lighting.  
(Southeast San Diego and Balboa Park Community Areas. Districts-4 and 8.)

CITY MANAGER SUPPORTING INFORMATION: The proposed new CIP project will provide safety lighting in and around the recreation center buildings at Golden Hill Community Park, Southcrest Community Park, Encanto Community Park and at the Southeast Athletic Area. An Electrical Engineer will provide designs and cost estimates which will be the basis for future requests for construction financing.

Aud. Cert. 8900461.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A355-440.)

CONSENT MOTION BY McCOLL TO ADOPT. Second by McCarty. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

\* ITEM-123: (R-89-1098) ADOPTED AS RESOLUTION R-272485

Authorizing the City Manager to expend an amount not to exceed \$7,500 from Open Space Bond Fund No. 79103, to cover the cost of appraisal of three parcels of land, totalling 6.19 acres in Radio Canyon, for the purpose of acquisition for open space.

(Southeast San Diego Community Area. Districts-3 and 4.)

CITY MANAGER SUPPORTING INFORMATION: On November 21, 1983, the Council approved a revised open space retention list and gave direction on future open space appraisals for purposes

of acquisition. Included in that direction was that \$5 million be allocated in each of Council Districts 3 and 4 to acquire open space and to "look to the Councilmember of the District" in identification of parcels to be acquired. City staff has since been working with District staff to meet the requirements of the Council directive. In the case of District 4, approved expenditures have reduced the allocation to approximately \$500,000. As a part of our ongoing efforts to acquire quality open space, the availability of these parcels was reported to District 4. District 4 reviewed these parcels and recommended they be added to the acquisition plan. Although these parcels are in District 3, a half block from the District 4 boundary, they connect to the Chollas Radio system within District 4, which is Priority No. 5, in Category A, of the Council-approved open space retention list. Acquisitions in this system now total 157 acres. This request is for Council approval of inclusion of these parcels into the open space acquisition plan and to authorize expenditure of \$7,500 from Open Space Bond Fund 79103 for appraisal costs. These parcels, totalling 6.19 acres, are located east of 60th Street, fronting on the south side of Radio Drive.

Aud. Cert. 8900455.

FILE LOCATION: STRT OS-3

COUNCIL ACTION: (Tape location: A355-440.)

CONSENT MOTION BY McCOLL TO ADOPT. Second by McCarty. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

\* ITEM-124: (R-89-1071) ADOPTED AS RESOLUTION R-272486

Authorizing the City Manager to expend an amount not to exceed \$5,000 from Open Space Bond Fund No. 70103, for the purpose of appraisal of two parcels totalling 0.94 acres in Emerald Vista No. 2 for purposes of acquisition for open space.

(Southeast San Diego Community Area. District-4.)

CITY MANAGER SUPPORTING INFORMATION: On November 21, 1983, the Council approved a revised open space retention list and gave direction on future open space appraisals for purposes of acquisition. Included in that direction was that \$5 million be allocated in each of Council Districts 3 and 4 to acquire open space and to "look to the Councilmember of the District" in identification of parcels to be acquired. City staff has since been working with District staff to meet the requirements of the

Council directive. In the case of District 4, approved expenditures have reduced the allocation to approximately \$500,000. As a part of our ongoing efforts to acquire quality open space, the availability of these parcels was reported to District 4. Council Member Pratt reviewed these parcels and recommended they be added to the District 4 acquisition plan. Emerald Vista Extension No. 2 is a portion of the Chollas Radio System, Priority No. 5, in Category A of the Council-approved open space retention list. Acquisitions in this system now total 157 acres. This request is for Council approval of inclusion of these parcels into the open space acquisition plan and to authorize expenditure of \$5,000 from Open Space Bond Fund 79103 for appraisal costs. These parcels, totalling 0.94 acres, are located between Kelton Road and 56th Street, just north of Roswell Street.

Aud. Cert. 8900431.

FILE LOCATION: STRT OS-29

COUNCIL ACTION: (Tape location: A355-440.)

CONSENT MOTION BY McCOLL TO ADOPT. Second by McCarty. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

\* ITEM-125: (R-89-1090) ADOPTED AS RESOLUTION R-272487

A Resolution approved by the City Council in Closed Session on Tuesday, November 15, 1988 by the following vote: Wolfsheimer-yea; Roberts-yea; McColl-yea; Pratt-yea; Struiksma-yea; Henderson-not present; McCarty-yea; Filner-not present; Mayor-yea.

Authorizing the City Manager to pay the total sum of \$150,000 in the settlement of each and every claim against the City, its agents and employees, resulting from the personal injuries to Jorge G. Lopez, Jorge A. Lopez and Patricia Lopez (Superior Court Case No. 586656, Jorge Granados Lopez, et al. v. City of San Diego, et al.); authorizing the City Auditor and Comptroller to issue one check in the total amount of \$150,000 made payable to Jorge G., Jorge A., Patricia Lopez and Ronquillo and Orderica, their attorneys, in full settlement of the lawsuit and all claims.

CITY MANAGER SUPPORTING INFORMATION: This constitutes the complete and final settlement of the personal injury claim of Jorge G., Jorge A., and Patricia Lopez against the City of San Diego as a result of a traffic collision which occurred on

November 19, 1986.

Aud. Cert. 8900463.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A355-440.)

CONSENT MOTION BY McCOLL TO ADOPT. Second by McCarty. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

\* ITEM-126: (R-89-1101) ADOPTED AS RESOLUTION R-272488

Excusing Mayor Maureen O'Connor from attending the regularly scheduled Housing Commission meeting of November 21, 1988, to attend to other City business.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A355-440.)

CONSENT MOTION BY McCOLL TO ADOPT. Second by McCarty. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

\* ITEM-127: (R-89-1072) ADOPTED AS RESOLUTION R-272489

Excusing Council Member Bob Filner from attending the City Council and Committee meetings of November 14 - November 15, 1988, due to family emergency.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A355-440.)

CONSENT MOTION BY McCOLL TO ADOPT. Second by McCarty. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

\* ITEM-128: (R-89-1147) ADOPTED AS RESOLUTION R-272490

Excusing Council Member Wes Pratt from attending the Council meetings of May 2 and 3, 1988, due to out of town City business relating to Housing Commission business.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A355-440.)

CONSENT MOTION BY McCOLL TO ADOPT. Second by McCarty. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

\* ITEM-129: (R-89-1148) ADOPTED AS RESOLUTION R-272491

Excusing Council Member Wes Pratt from attending the Special Joint meeting of the Council and Redevelopment Agency on June 21, 1988, due to personal business.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A355-440.)

CONSENT MOTION BY McCOLL TO ADOPT. Second by McCarty. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

\* ITEM-130: (R-89-1151) ADOPTED AS RESOLUTION R-272492

Excusing Council Member Wes Pratt from attending the Special Council meeting of November 30, 1988, due to other City business relating to RETC matters.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A355-440.)

CONSENT MOTION BY McCOLL TO ADOPT. Second by McCarty. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

\* ITEM-131: (R-89-1116) ADOPTED AS RESOLUTION R-272493

Excusing Council Member Abbe Wolfsheimer from attending the Special Council meeting of September 15, 1988, to attend to other City business relating to a development project in District 1.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A355-440.)

CONSENT MOTION BY McCOLL TO ADOPT. Second by McCarty. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

\* ITEM-132: (R-89-1115) ADOPTED AS RESOLUTION R-272494

Excusing Council Member Abbe Wolfsheimer from attending the Council meeting of July 20, 1988, to attend the League of California Cities meeting in Monterey, California.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A355-440.)

CONSENT MOTION BY McCOLL TO ADOPT. Second by McCarty. Passed

by the following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

\* ITEM-133: (R-89-1077) ADOPTED AS RESOLUTION R-272495

Authorizing the execution of an agreement with the California Department of Transportation (CalTrans), for the design and construction of a traffic signal and safety lighting at the intersection of Genesee Avenue and the southbound off-ramp of State Route 163; authorizing the expenditure of an amount not to exceed \$94,200 (50 percent of the total cost of the signal and safety lighting) from CIP-68-001.1, Cooperative Signal Projects, for the purpose of providing funds for the above project.

(Linda Vista Community Area. District-5.)

CITY MANAGER SUPPORTING INFORMATION: This City/State agreement is for the design and construction of a traffic signal and safety lighting at the intersection of Genesee Avenue and the southbound off-ramp of State Route 163. Recent traffic studies made at this intersection indicated that the criteria for installation of a traffic signal were satisfied. The installation is necessary to provide proper right-of-way assignment at this intersection. The total cost estimate for this project, including design and construction of a traffic signal, safety lighting and freeway ramp widening, has been estimated at \$338,000. The City's share of this cost will not exceed \$94,200 (50 percent of the total traffic signal and safety lighting cost). The State will pay for the entire cost of the ramp widening.

Aud. Cert. 8900438.

FILE LOCATION: MEET CONFY89-1

COUNCIL ACTION: (Tape location: A355-440.)

CONSENT MOTION BY MCCOLL TO ADOPT. Second by McCarty. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

\* ITEM-134: (R-89-1080) ADOPTED AS RESOLUTION R-272496

Authorizing the execution of an amended Master Policy Statement for the Citymed Health Plan to authorize a premium rate increase of 10 percent for dependents and retirees and to maintain the current premium rates for employees.

CITY MANAGER SUPPORTING INFORMATION: In March 1988, the actuarial firm of Angus Crawford, Inc. completed a review of the integrity and stability of the Citymed Health Plan. The review recommended the following premium rate structure:

	\$50	\$1000	\$2500	
Monthly Premiums	Deductible	Deductible	Deductible	Retirees
Employee (City pd.)	\$ 74.90	\$37.44	\$30.00	\$182.00
Retiree (Medicare)			\$ 52.00	
1 Dependent				
(Employee pd.)	\$ 91.12	\$45.56	\$36.38	
1 Dependent				
(Medicare)			\$ 52.00	
2+ Dependents				
(Employee pd.)	\$169.58	\$84.78	\$67.80	

Premium rates are unchanged from FY 1988 for employees and have increased 10 percent for dependents and retirees due to experience. The indicated plan modifications implement changes required by State law related to adoptions and coverage for mammograms and provide clarification of current plan provisions. Aud. Cert. 8900045.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A355-440.)

CONSENT MOTION BY McCOLL TO ADOPT. Second by McCarty. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

\* ITEM-135: (R-89-1036) ADOPTED AS RESOLUTION R-272497

Authorizing the execution of a Fifth Amendment to the agreement with DeWeese Burton Associates, for additional professional services required for the South Shores Development - Phase III, authorizing the City Auditor and Comptroller to transfer \$60,000 from CIP-22-069, Shoreline Reclamation and Environmental Enhancement, Capital Outlay Fund 302453 to CIP-22-024.1, South Shores Development - Phase III; authorizing the expenditure of an amount not to exceed \$60,000 from CIP-22-024.1, South Shores Development - Phase III, for the purpose of providing funds for the above fifth amendment to agreement; authorizing the City Auditor and Comptroller upon advice from the administering department, to transfer excess budgeted funds, if any, to the appropriate reserves.

(Mission Bay Community Area. District-6.)

CITY MANAGER SUPPORTING INFORMATION: The proposed Fifth

Amendment to the Agreement with DeWeese Burton and Associates adds \$60,000 to the additional services and reimbursable expenses portion of the fee. This fee increase is required to pay for continued testing for toxic material during the construction of the South Shores Development Phase III project and for other as yet unidentified additional services. The project site was used as a sanitary landfill by the City in the 1950's. The park's design considered that former use and all that was known about the site and problems were anticipated. The extent and therefore the cost of professional services required to monitor ground water and landfill gases was under estimated. The authorized fee for additional services is almost exhausted and services are required.

Aud. Cert. 8900424.

FILE LOCATION: MEET CCONFY89-1

COUNCIL ACTION: (Tape location: A355-440.)

CONSENT MOTION BY McCOLL TO ADOPT. Second by McCarty. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

\* ITEM-136:

Two actions relative to the agreement with Mandeville and Associates for design and installation of a monitoring and migration control system at the Arizona Street Landfill: (Balboa Park Community Area. District-8.)

Subitem-A: (R-89-1122) ADOPTED AS RESOLUTION R-272498

Authorizing the execution of an agreement with Mandeville and Associates for design and installation of a monitoring and migration control system at the Arizona Street landfill; authorizing the expenditure of an amount not to exceed \$847,500, consisting of \$696,483 from Capital Outlay Fund 302453, CIP-37-250.8 and \$151,017 from Waste Management - Refuse Disposal Fund 40201, CIP-37-250.8 for the purpose of providing funds for the above project; authorizing the City Auditor and Comptroller to remit unexpended funds to the appropriate reserves upon advice of the administering department.

Subitem-B: (R-89-1123) ADOPTED AS RESOLUTION R-272499

Certifying that the information contained in Environmental Negative Declaration END-88-0965, has been completed in compliance with the California Environmental Quality Act of

1970, as amended, and the State guidelines, and has been reviewed and considered by the Council.

**CITY MANAGER SUPPORTING INFORMATION:** Arizona Street Landfill, located in Balboa Park, between Florida Canyon and Pershing Drive was operated as a City Landfill from 1952 through 1974. This project is needed to prevent the migration of the landfill gas into the facilities on an adjacent to the landfill, and to comply with requirements established by the County Health Department and the Air Pollution Control District. This agreement will assess the magnitude of landfill migration, design and construct a permanent monitoring and migration control system. The Migration Control System will include several collection wells, piping and a flare station. In addition this agreement will provide for the development of a closure, post closure and maintenance funding plan for the Arizona Street Landfill. An advertisement was placed in the San Diego Transcript requesting consultant services for developing landfill gas migration control systems. The City Consultant Nominating Committee then short listed four firms. The General Services Department then solicited proposals from these four firms. A selection committee was then created to evaluate the proposals and interview the prospective consultants. This committee has selected Mandeville and Associates as the recommended consultant based on their qualifying interview and their previous experience on similar projects. Mandeville Associates is a scientific and engineering consulting firm with an extensive background in the fields of landfill gas management and related environmental quality assessment and control. Approximately 90 percent of their work is landfill gas related. Aud. Cert. 8900468.

**FILE LOCATION:**

Subitems A and B MEET CCONFY89-1

**COUNCIL ACTION:** (Tape location: A355-440.)

**CONSENT MOTION BY McCOLL TO ADOPT.** Second by McCarty. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

\* ITEM-137: (R-89-1107) **ADOPTED AS RESOLUTION R-272500**

Cancelling the Capital Improvement Program of Water Revenue Fund (41502), Dulzura Conduit Phase II, CIP-73-279.0; authorizing the execution of an agreement with Kennedy/Jenks/Chilton, Inc. for consultant services

in connection with the Dulzura Conduit Renovation; authorizing the City Auditor and Comptroller to transfer an amount not to exceed \$78,500 within the Water Revenue Fund, Water Engineering Construction Program (70893), from Dulzura Conduit Phase II, CIP-73-279.0, to the Dulzura Conduit, CIP-73-252.0; authorizing the expenditure of an amount not to exceed \$386,420 from the Water Revenue Fund (41502), consisting of \$28,094 from CIP-73-278.0, Barrett Reservoir Access Road, and \$358,326 from CIP-73-252.0, Dulzura Conduit, for the purpose of providing funds for the above agreement.

CITY MANAGER SUPPORTING INFORMATION: This agreement is for engineering design services for the Dulzura Conduit Renovation project. The purpose of this project is to renovate the deteriorated sections which have limited water conveyance capacity (to 15 MGD from the original design of 40 MGD). Also included will be a survey of the Barrett Reservoir Access Road. Although originally planned as to CIP projects, Dulzura Conduit CIP-73-252 and Dulzura Conduit Phase II CIP-73-279, the proposed renovation will be constructed as one project. Project design by a consultant is recommended to meet the current construction schedule, maximizing the potential savings realized through the use of reservoir water by the Otay Filtration Plant. This project was advertised in the Daily Transcript on February 2, 1988, with 6 consultants responding. Five consultants were interviewed in accordance with Council Policy 300-7 and Kennedy/Jenks/Chilton, Inc., was selected. The consultant's responsibilities will include a preliminary design report, environmental study, survey and mapping, geotechnical explorations, preparation of construction plans and specifications, and construction support services for a contract amount not to exceed \$386,420. Project subconsultants are: Converse Consultants, geotechnical \$72,208; Jaykim Engineers (MBE), surveys \$64,402; Butler/Roach Group (WBE), environmental, \$15,300; and Macklin and Macklin, construction estimating \$8,000.

Aud. Cert. 8900456.

WU-U-89-024.

FILE LOCATION: MEET CCONFY89-1

COUNCIL ACTION: (Tape location: A355-440.)

CONSENT MOTION BY McCOLL TO ADOPT. Second by McCarty. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

\* ITEM-138: (R-89-1108) ADOPTED AS RESOLUTION R-272501

Authorizing the execution of an agreement with San Diego Regional Employment and Training Consortium (RETC) to provide a job development specialist to work exclusively in the Enterprise Zone from January 1, 1989, through June 30, 1989; authorizing the expenditure of an amount not to exceed \$16,000 from 1988-89 CDBG Fund 18524, Dept. 5666, Org. 6605, Job Order No. 006605, for the purpose of providing funds for the above project.

(Southeast San Diego, Barrio Logan and Centre City Community Areas. Districts-4 and 8.)

CITY MANAGER SUPPORTING INFORMATION: The Enterprise Zone is a program which provides incentives for businesses to invest in economically distressed parts of the City. The most valuable incentive is a State income tax credit on up to 50 percent of the wages of qualifying new employees. Qualifying employees must be enrolled in the County's Greater Avenues to Independence (GAIN) program, be certified by the State Employment Development Department as meeting certain criteria, or receiving training in a Job Training Partnership Act training program. Since March, 1987, the City's Enterprise Zone administration has included a job development specialist on contract with RETC to coordinate job placements in the Zone. This specialist accesses eligible unemployment persons from appropriate agencies. In this way, employers need not try to determine which government agency to go to for new employees. Also, persons referred for employment are assured to qualify the employer for State tax savings. The contract with RETC to provide a job development specialist has worked well and should be continued. In two years of operation, over 400 persons have been placed in new jobs. This resolution would authorize the execution of a six month contract extension. The extension will result in a contract term to coincide with both City and RETC fiscal cycles. An expenditure of \$16,000 is budgeted for this purpose from the 1988-89 CDBG allocation for the Enterprise Zone project.

Aud. Cert. 8900474.

FILE LOCATION: MEET CONFY89-1

COUNCIL ACTION: (Tape location: A355-440.)

CONSENT MOTION BY McCOLL TO ADOPT. Second by McCarty. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

ITEM-139: (R-89-1102) ADOPTED AS RESOLUTION R-272502

Authorizing the execution of joint use agreements with San Diego Gas and Electric Company and Pacific Bell for the joint use of easements and rights-of-way for Friars-Mission Center.

(Mission Valley Community Area. District-5.)

FILE LOCATION: MEET CONTFY89-2

COUNCIL ACTION: (Tape location: A533-564.)

MOTION BY STRUIKSMA TO ADOPT ITEMS 139 AND 140. Second by Filner. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

ITEM-140: (R-89-1103) ADOPTED AS RESOLUTION R-272503

Authorizing the execution of a joint use agreement with Southwestern Cable Company, for the joint use of easements and rights-of-way for South Creek Parcels 35-48, Unit No. 4.

(Sabre Springs Community Area. District-5.)

FILE LOCATION: MEET CONTFY89-1

COUNCIL ACTION: (Tape location: A533-564.)

MOTION BY STRUIKSMA TO ADOPT ITEMS 139 AND 140. Second by Filner. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

\* ITEM-141: (R-89-1105) ADOPTED AS RESOLUTION R-272504

Authorizing the execution of an agreement with the United States of America, acting through the International Boundary and Water Commission (IBWC), for a one year extension of the use of the Tijuana Emergency Sewer Connection for the conveyance, treatment and disposal of Tijuana sewage by the San Diego Metropolitan Sewerage System.

(See City Manager Report CMR-88-580. San Ysidro and Tijuana River Valley Community Areas. District-8.)

COMMITTEE ACTION: Reviewed by PSS on 11/30/88.

Recommendation to approve the agreement. Districts 2, 3, 6 and 7 voted yea. District 4 not present.

WU-SP-89-067.

FILE LOCATION: MEET CONTFY89-1

COUNCIL ACTION: (Tape location: A355-440.)

CONSENT MOTION BY MCCOLL TO ADOPT. Second by McCarty. Passed by the following vote: Wolfsheimer-yea, Roberts-yea,

McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea,  
McCarty-yea, Filner-yea, Mayor O'Connor-yea.

\* ITEM-142: (R-89-1118) ADOPTED AS RESOLUTION R-272505

Authorizing the execution of a lease agreement with Pacific Southwest Realty Company for the lease of 3,265 square feet of office space in the Security Pacific Plaza, for a 60-month term beginning January 15, 1989, with a first year cost of \$68,565, for use by the Mayor's Office; authorizing the expenditure of an amount not to exceed \$45,926 from Nondepartmental Outside Office Space Rental Fund (061043) for lease costs from January 15, 1989, through June 30, 1989, (\$31,426) and for relocation costs (\$14,500).

(See City Manager Report CMR-88-591.)

Aud. Cert. 8900494.

FILE LOCATION: LEAS Pacific Southwest Realty Company  
LEASFY89-1

COUNCIL ACTION: (Tape location: A355-440.)

CONSENT MOTION BY MCCOLL TO ADOPT. Second by McCarty. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

\* ITEM-143: (R-89-1093) ADOPTED AS RESOLUTION R-272506

Authorizing the execution of a 7-year flat rate lease agreement with Rohr Industries, Inc., commencing February 1, 1989, for the continuing operation of a jet engine testing facility on a 9.95-acre site on the north side of Brown Field Airport, at an initial rent of \$1,867 per month.

(Otay Mesa Community Area. District-8.)

CITY MANAGER SUPPORTING INFORMATION: Since 1966, Rohr Industries, Inc. has operated a jet engine testing facility on the north side of Brown Field Airport. This new seven year lease will commence February 1, 1989 subsequent to expiration of the existing lease agreement on January 31, 1989. This lease area (9.95 acres) is not planned for redevelopment within the new lease term. A 180-day Termination Clause is included in the lease agreement, however, to allow the City flexibility in the event the development schedule is accelerated. The rent has been increased from \$13,005 to \$22,404 annually, which represents a 9 percent return on land value based on a recent

City staff appraisal. The lease also provides for C.P.I. rent adjustment every two years. All other terms and conditions have been updated to reflect the City's current standard lease provisions. Rohr has requested an early renewal of its lease of the premises to allow consummation of contracts for engine testing past the expiration date of their current lease.

FILE LOCATION: LEAS Rohr Industries, Inc. LEASFY89-1

COUNCIL ACTION: (Tape location: A355-440.)

CONSENT MOTION BY McCOLL TO ADOPT. Second by McCarty. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

\* ITEM-144: (R-89-1106) ADOPTED AS RESOLUTION R-272507

Approving Change Order No. 1, dated September 27, 1988, issued in connection with the contract with C.E. Wylie Construction Company for expansion of the Lower Otay Water Filtration Plant; amounting to a net increase in the contract price of \$40,270.

(South San Diego, Paradise Hills, Otay Mesa and San Ysidro Community Areas. Districts-4 and 8.)

CITY MANAGER SUPPORTING INFORMATION: On November 16, 1987, the City Council authorized contract award to the low bidder, C.E. Wylie Construction Co., in the amount of \$12,181,052 for expansion of the Lower Otay Water Filtration Plant. Plant expansion will meet the anticipated growing water demands of the southern section of the City, including Otay Mesa. Construction is proceeding ahead of schedule and is fifty percent complete. This request is for a net authorization of \$40,270 for Change Order No. 1. Change Order No. 1 includes the following items:

1. During construction of the new raw water pump station, the 80 year old intake line was dewatered and inspected. The inspection discovered a leak in the line and it is anticipated replacement will be required within ten years. To ensure safety the City directed the contractor to construct a concrete thrust wall down stream of the shutoff gate valve to support pressure should there be a failure. Total cost \$28,767.
2. Demolition and removal of an unforeseen concrete encasement around the raw water line beneath the old filter building at a cost of \$11,162.
3. Upsize two chlorine solution lines from 2-inch to 3-inch. Total cost \$4,330.

4. Reroute 90 lineal feet of water line not located correctly on the as-built drawings. Total cost \$1,646.
5. A \$5,630 credit for substituting wall rings in lieu of link seals penetrating structural walls and deletion of one carbon dioxide scale.

Aud. Cert. 8900466.

WU-U-89-054.

FILE LOCATION: CONT C.E. Wylie Construction Company  
CONTFY89-1

COUNCIL ACTION: (Tape location: A355-440.)

CONSENT MOTION BY McCOLL TO ADOPT. Second by McCarty. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

\* ITEM-145: (R-89-1104) ADOPTED AS RESOLUTION R-272591

Authorizing the City Manager to use City Forces for the relocation of two water meters at the Lower Otay Filtration Plant Extension, CIP-73-234.0.

(South San Diego, Paradise Hills, Otay Mesa and San Ysidro Community Areas. Districts-4 and 8.)

CITY MANAGER SUPPORTING INFORMATION: On May 11, 1987, the City Council approved funding for the expansion of the Lower Otay Water Filtration Plant. On November 16, 1987, the City of San Diego awarded a contract to C.E. Wylie Construction Company of San Diego in the amount of \$12,131,052 for the expansion of the Lower Otay Water Filtration Plant. Sheet Numbers 22777-17-D, 22777-121-D, and 22777-141-D of the approved plans require City forces to furnish an 8-inch water meter at the effluent control structure and a 4-inch water meter at the Filter Pipe Gallery. Due to safety measures and economic reasons, it is common practice to have all water meters installed by City forces. City Council approval is required when the amount used for City forces exceeds \$5,000 within any single City contract. The total cost for City forces to furnish and install the two meters is \$23,540.

Aud. Cert. 8900467.

WU-U-89-049.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A355-440.)

CONSENT MOTION BY McCOLL TO ADOPT. Second by McCarty. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

\* ITEM-146: (R-89-1061) ADOPTED AS RESOLUTION R-272508

Declaring that prior to issuing any ministerial building or combination permits in SANDAG's Focused Planning Area for the San Dieguito Regional Open Space Park, the building official is directed to refer every applicant to the Planning Department for advice and information regarding the ongoing planning efforts taking place in the area.

(See Planning Department Report PDR-88-346. District-1.)

COMMITTEE ACTION: Reviewed by TLU on 9/12/88.

Recommendation to approve the Planning Director's proposed Draft Resolution - Attachment 2 of Planning Report PDR-88-346 with modifications specifying review of building and combination permits, and referral to Park and Recreation Director for input.

Districts 1, 2, 4, 5 and 8 voted yea.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A355-440.)

CONSENT MOTION BY McCOLL TO ADOPT. Second by McCarty. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

ITEM-147: (R-89-1126) CONTINUED TO DECEMBER 13, 1988

Granting authorization in principle for the financing necessary for the City Attorney, supported by appropriate City staff, to participate fully in the administrative proceedings before the California Public Utilities Commission and those federal agencies exercising authority in the matter as required and necessary for approval or rejection of the Edison-SDG&E application for permission to merge ; directing the City Manager and City Attorney to prepare, for a full hearing before the City Council on the required Edison-SDG&E application for approval of the transfer of SDG&E gas and electric franchises to operate within the City, giving particular and special attention to: (a) Long- and short-term effects on all ratepayers; (b) Economic effects caused by termination of SDG&E headquarters operations in the City and (c) Effects of the merger on the now outstanding approximately \$560 million in industrial development bonds issued by the City to SDG&E's benefit; directing the City Manager, with the assistance of the City Attorney to investigate possible acquisition of SDG&E's gas, electric or both gas and electric utilities

for public operation by the City, by a special district formed for the purpose, by a consortium of local government or by some other method; directing the City Manager to contact appropriate officers of SDG&E to communicate the Council's deep concern about the long-term effect of the Edison-SDG&E merger on the economic welfare of the City and its citizens.

FILE LOCATION: --

COUNCIL ACTION: (Tape location: A318-325.)

MOTION BY STRUIKSMA TO CONTINUE ITEMS 147, 214, and 215 TO DECEMBER 13, 1988, AT THE CITY MANAGER'S REQUEST TO ALLOW TIME FOR THE CITY ATTORNEY TO REVIEW ADDITIONAL INFORMATION. Second by Henderson. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

\* ITEM-148: (R-89-1099) ADOPTED AS RESOLUTION R-272509

Approving the 1988-1991 Housing Assistance Plan ; directing the City Manager to submit the Plan to the U.S. Department of Housing and Urban Development (HUD) as part of the City of San Diego's Community Development Block Grant applications.

(See the Housing Commission Report from the Executive Director dated 10/19/88.)

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A355-440.)

CONSENT MOTION BY MCCOLL TO ADOPT. Second by McCarty. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

\* ITEM-149: (R-89-1125) ADOPTED AS RESOLUTION R-272510

The matter of the Annual Meeting of the Members of the San Diego Data Processing Corporation with the City Council for the purpose of presenting the Annual Report of the Board of Directors.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A355-440.)

CONSENT MOTION BY MCCOLL TO ADOPT. Second by McCarty. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

ITEM-150:

Seven actions relative to approving the recommendations of the Rules Committee:

19881212

Subitem-A: (R-89-1155 Rev.1) ADOPTED AS RESOLUTION R-272511

Adoption of a Resolution selecting Council Member Judy McCarty as Deputy Mayor for the period of December 12, 1988 through December 3, 1989, pursuant to Section 25 of the Charter of the City of San Diego.

COMMITTEE ACTION: Initiated by RULES on 11/30/88.

Recommendation to approve Mayor O'Connor's recommendation to appoint Council Member McCarty to serve as Deputy Mayor for the period of 12/12/88 through 12/11/89. Districts 1, 2, 3, 7 and Mayor voted yea.

Subitem-B: (O-89-115) INTRODUCED, TO BE ADOPTED JANUARY 9, 1989

Introduction of an Ordinance amending Chapter II, Article 2, Division 1 of the San Diego Municipal Code by amending Section 22.0101, Permanent Rules of the Council, by amending Rule 18, relating to the Committee on Rules, Legislation and Intergovernmental Relations, by adding the Councilmember appointed as Chairperson of the Housing Commission as a voting member of the Rules Committee.

Subitem-C: (R-89-1166) ADOPTED AS RESOLUTION R-272512

Adoption of a Resolution establishing a temporary Rule 18.1, pursuant to the San Diego Municipal Code Section 22.0101, Rule 31, Temporary Rules, to add the Councilmember appointed as Chairperson of the Housing Commission as a voting member of the Rules Committee; declaring that Temporary Rule 18.1 shall be in full force and effect until Permanent Rule 18 is amended by Council ordinance.

COMMITTEE ACTION: Initiated by RULES on 11/30/88.

Recommendation to approve Mayor O'Connor's recommendations to add the Chairperson of the Housing Commission as a voting member of the Rules Committee. Districts 2, 3, 7 and Mayor voted yea. District 1 voted nay.

Subitem-D: (R-89-1158) ADOPTED AS RESOLUTION R-272513

Adoption of a Resolution accepting the Appointment Order

of the Rules Committee, as it relates to the following  
appointment of Councilmembers to standing committees of the  
Council:

Committee on Rules, Legislation and  
Intergovernmental Relations

Mayor Maureen O'Connor - Chairperson

Judy McCarty - Vice Chairperson

Ron Roberts

Bruce Henderson

Gloria McColl

Wes Pratt (as Chair of the Housing Commission)

Committee on Public Services and Safety

Gloria McColl - Chairperson

Ron Roberts

Judy McCarty

Bruce Henderson

Wes Pratt

Committee on Public Facilities and Recreation

Bruce Henderson - Chairperson

Judy McCarty

Abbe Wolfsheimer

Ed Struiksma

Bob Filner

Committee on Transportation & Land Use

Ron Roberts - Chairperson

Abbe Wolfsheimer

Wes Pratt

Bob Filner

Ed Struiksma

COMMITTEE ACTION: Initiated by RULES on 11/30/88.

Recommendation to approve Mayor O'Connor's recommendations.

Districts 1, 2, 3, 7 and Mayor voted yea.

Subitem-E: (R-89-1157) ADOPTED AS RESOLUTION R-272514

Adoption of a Resolution appointing Council Members to  
serve as chairpersons of the four standing Council  
committees for terms commencing December 12, 1988 and  
ending December 3, 1989, as follows:

COMMITTEE: CHAIRPERSON:

Committee on Rules, Legislation and Intergovernmental Relations Mayor Maureen O'Connor

Committee on Transportation and Land Use Ron Roberts

Committee on Public Facilities and Recreation Bruce Henderson

Committee on Public Services                      Gloria D. McColl  
and Safety

COMMITTEE ACTION:     Initiated by RULES on 11/30/88.  
Recommendation to approve Mayor O'Connor's recommendations.  
Districts 1, 2, 3, 7 and Mayor voted yea.

Subitem-F:     (R-89-1165 Rev.1)     ADOPTED AS AMENDED AS RESOLUTION  
R-272515

Adoption of a Resolution confirming the appointments  
by the Mayor to serve as members of the  
San Diego Housing Commission, for the term of December  
12, 1988 through December 3, 1989, as follows:

Council Member Wes Pratt - Chairperson  
Mayor Maureen O'Connor  
Council Member Ed Struiksma  
Council Member Bob Filner  
Council Member Ron Roberts

COMMITTEE ACTION:     Initiated by RULES on 11/30/88.  
Recommendation to approve Mayor O'Connor's recommendations, with  
the amendment of substituting the membership of Council Member  
Judy McCarty with Council Member Ed Struiksma. Districts 1, 2,  
3, 7 and Mayor voted yea.

Subitem-G:     (R-89-1153 Rev.1)     ADOPTED AS AMENDED AS RESOLUTION  
R-272516

Adoption of a Resolution appointing the following  
Councilmembers to serve as Council representatives and  
Council liaison and their alternates to organizations  
listed below, for the period of December 5, 1988 through  
December 3, 1989:

1. ADAPT Board of Directors  
    McColl - representative
2. ARJIS Board of Directors  
    Struiksma - representative
3. Beach Erosion Task Force  
    Henderson - representative
4. Cities Advisory Committee to LAFCO  
    McCarty - representative
5. City Land Exchange - Famosa Slough  
    Roberts - representative
6. Committee on City-County Water Re-Use  
    McColl - representative  
    McCarty - alternate
7. Economic Development Corporation  
    Roberts - representative

- Pratt - alternate
- 8. Cruise Ship Consortium
  - Henderson - representative
- 9. Interjurisdictional Task Force Policy Committee on United Enterprises
  - Filner - representative
- 10. Local Agency Formation Commission (LAFCO)
  - Wolfsheimer - representative
  - Henderson - alternate
- 11. Los Penasquitos Regional Park Task Force
  - Wolfsheimer - representative
  - Struiksma - representative
- 12. Metropolitan Transit Development Board
  - Filner - representative; O'Connor - alternate
  - McColl - representative; McCarty - alternate
  - Pratt - representative; Roberts - alternate
  - Struiksma - representative; Henderson - alternate
- 13. Mission Bay Quality Task Force
  - Henderson - representative
- 14. Mission Trails Regional Park Task Force
  - Filner - representative
  - McCarty - representative
- 15. Palm City Sanitation District
  - O'Connor - representative
  - Filner - alternate
- 16. Park and Recreation Board
  - Pratt - representative
- 17. Planetarium Authority Governing Board
  - McCarty - representative
  - Filner - alternate
- 18. Planning Commission
  - O'Connor - representative
- 19. Port Commission
  - O'Connor - representative
  - Roberts - alternate
- 20. Project First Class
  - Pratt - representative
- 21. Regional Airport Group
  - Roberts - representative
- 22. Regional Employment and Training Consortium
  - O'Connor - representative
  - Pratt - representative
  - Filner - alternate
  - Roberts - alternate
- 23. Reinvestment Task Force

- Filner - representative
- 24. Route 56 Citizens Advisory Board
  - Wolfsheimer - representative
- 25. San Diego Trolley Advisory Board
  - Wolfsheimer - representative
  - Roberts - representative
  - Henderson - representative
  - McCarty - representative
- 26. San Diego County Regional Justice Facility
  - Financing Agency, Board of Directors
  - McColl - representative
  - O'Connor - alternate
- 27. Senior Citizens Advisory Board
  - McColl - representative
  - Filner - alternate
- 28. Service Authority for Freeway Emergencies (SAFE)
  - Struiksma - representative
- 29. Small Business Advisory Board
  - Pratt - representative
- 30. Southeast Economic Development Corporation
  - Pratt - representative
- 31. Stadium Authority Governing Board
  - McColl - representative
  - O'Connor - alternate
- 32. SANDAG Board
  - Struiksma - representative
  - Roberts - alternate
- 33. SANDAG Broadway Complex Coordinating Group
  - O'Connor - representative
  - Roberts - representative
- 34. SANDAG Southern California Hazardous
  - Waste Management Authority
  - McColl - representative
- 35. SANDAG Aviation Policy Advisory Committee
  - O'Connor - representative
  - Roberts - representative
  - Filner - alternate
- 36. SANDAG Commuter Rail Advisory Committee
  - Struiksma - representative
- 37. SANDAG Mid-County Transportation Study
  - Struiksma - representative
  - Wolfsheimer - representative
- 38. SANDAG Regional Transportation Demand
  - Management Advisory Committee
  - McCarty - representative

- Wolfsheimer - representative
39. SANDAG Transportation Sales Tax  
Highway Subcommittee  
Struiksma - representative
40. SANDAG Development Strategies Committee  
Roberts - representative
41. SANDAG Outer Continental Shelf Task Force  
Struiksma - representative
42. SANDAG San Dieguito Open Space Park  
Plan Executive Committee  
Roberts - representative  
Wolfsheimer - representative
43. SANDAG Shoreline Erosion Advisory Committee  
Wolfsheimer - representative
44. Tecolote Canyon Natural Park Task Force  
Struiksma - representative  
Henderson - representative

COMMITTEE ACTION: Initiated by RULES on 11/30/88.

Recommendation to approve Mayor O'Connor's recommendations and forward to the full City Council for deliberations. Districts 1, 2, 3, 7 and Mayor voted yea.

FILE LOCATION:

Subitems A, C, D, E, F, and G MEET,

Subitem-B --

COUNCIL ACTION: (Tape location: M287-N340.)

MOTION BY McCOLL TO ADOPT SUBITEM-A. Second by Struiksma.

Passed by the following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

MOTION BY STRUIKSMA TO INTRODUCE THE ORDINANCE FOR SUBITEM-B.

Second by Roberts. Passed by the following vote:

Wolfsheimer-nay, Roberts-yea, McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

MOTION BY STRUIKSMA TO ADOPT SUBITEM-C. Second by Roberts.

Passed by the following vote: Wolfsheimer-nay, Roberts-yea, McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

The following four motions were made relative to

Subitem-D:

MOTION BY McCOLL TO APPROVE THE APPOINTMENTS FOR THE RULES COMMITTEE. Second by Roberts. Passed by the following vote:

Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-yea,  
Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor  
O'Connor-yea.

MOTION BY McCOLL TO APPROVE THE APPOINTMENTS FOR THE COMMITTEE  
ON PUBLIC SERVICES AND SAFETY. Second by Henderson. Passed by  
the following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea,  
Pratt-yea, Struiksma-yea, Henderson-yea, McCarty-yea,  
Filner-nay, Mayor O'Connor-yea.

MOTION BY McCOLL TO APPROVE THE APPOINTMENTS FOR THE COMMITTEE  
ON PUBLIC FACILITIES AND RECREATION. Second by Roberts. Passed  
by the following vote: Wolfsheimer-yea, Roberts-yea,  
McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea,  
McCarty-yea, Filner-yea, Mayor O'Connor-yea.

MOTION BY ROBERTS TO APPROVE THE APPOINTMENTS FOR THE COMMITTEE  
ON TRANSPORTATION AND LAND USE. Second by Pratt. Passed by the  
following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea,  
Pratt-yea, Struiksma-yea, Henderson-yea, McCarty-yea,  
Filner-yea, Mayor O'Connor-yea.

MOTION BY McCARTY TO ADOPT SUBITEM-E. Second by McColl. Passed  
by the following vote: Wolfsheimer-yea, Roberts-yea,  
McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea,  
McCarty-yea, Filner-nay, Mayor O'Connor-yea.

MOTION BY PRATT TO ADOPT SUBITEM-F AS AMENDED TO DELETE COUNCIL  
MEMBER STRUIKSMA AND APPOINT C. SCHUFORD SWIFT AS A CITIZEN  
REPRESENTATIVE. Second by McCarty. Passed by the following  
vote: Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-yea,  
Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor  
O'Connor-yea.

The following motions were made relative to

Subitem-G:

MOTION BY McCOLL TO APPROVE THE APPOINTMENT TO THE ADAPT BOARD  
OF DIRECTORS. Second by Roberts. Passed by the following vote:  
Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-yea,  
Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor  
O'Connor-yea.

MOTION BY STRUIKSMA TO APPROVE AS AMENDED TO ADD COUNCIL  
MEMBER

PRATT AS ALTERNATE TO THE ARJIS BOARD OF DIRECTORS. Second by  
Pratt. Passed by the following vote: Wolfsheimer-yea,  
Roberts-yea, McColl-yea, Pratt-yea, Struiksma-yea,  
Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

MOTION BY McCOLL TO APPROVE THE APPOINTMENT FOR THE BEACH  
EROSION TASK FORCE. Second by McCarty. Passed by the following  
vote: Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-yea,

Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

MOTION BY WOLFSHEIMER TO APPROVE THE APPOINTMENTS FOR THE CITIES ADVISORY COMMITTEE TO LAFCO. Second by Pratt. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

MOTION BY STRUIKSMA TO APPROVE THE APPOINTMENTS FOR THE CITY LAND EXCHANGE - FAMOSA SLOUGH. Second by Pratt. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

MOTION BY MCCOLL TO APPROVE THE APPOINTMENTS TO THE COMMITTEE ON

CITY-COUNTY WATER RE-USE. Second by McCarty. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

MOTION BY ROBERTS TO APPROVE THE APPOINTMENTS TO THE ECONOMIC DEVELOPMENT CORPORATION. Second by McColl. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

MOTION BY ROBERTS TO APPROVE THE APPOINTMENT TO THE CRUISE SHIP CONSORTIUM. Second by Pratt. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

MOTION BY ROBERTS TO APPROVE THE APPOINTMENT FOR THE INTERJURISDICTIONAL TASK FORCE POLICY COMMITTEE ON UNITED ENTERPRISES. Second by Henderson. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

MOTION BY PRATT TO APPROVE THE APPOINTMENTS TO THE LOCAL AGENCY FORMATION COMMISSION (LAFCO). Second by McColl. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

MOTION BY PRATT TO APPROVE THE APPOINTMENTS TO THE LOS PENASQUITOS REGIONAL PARK TASK FORCE. Second by Roberts. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

Motion by Filner to approve the appointments to the Metropolitan

Transit Development Board. Second by Wolfsheimer. Failed by the following vote: Yeas-1,4,8,M. Nays-2,3,5,6,7.

MOTION BY ROBERTS TO AMEND THE APPOINTMENTS TO THE METROPOLITAN TRANSIT DEVELOPMENT BOARD TO CHANGE MAYOR O'CONNOR TO BE A REPRESENTATIVE AND COUNCIL MEMBER ROBERTS AS AN ALTERNATE IN PLACE OF COUNCIL MEMBER FILNER. Second by McColl. Passed by the following vote: Wolfsheimer-nay, Roberts-yea, McColl-yea, Pratt-nay, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-nay, Mayor O'Connor-nay.

MOTION BY HENDERSON TO APPROVE THE APPOINTMENT TO THE MISSION BAY QUALITY TASK FORCE. Second by McColl. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

MOTION BY McCARTY TO AMEND THE APPOINTMENTS TO THE MISSION TRAILS REGIONAL PARK TASK FORCE TO DELETE COUNCIL MEMBER FILNER AND APPOINT COUNCIL MEMBER HENDERSON AS A REPRESENTATIVE. Second by Henderson. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

MOTION BY McCOLL TO APPROVE THE APPOINTMENTS FOR THE PALM CITY SANITATION DISTRICT. Second by Struiksma. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

MOTION BY McCOLL TO APPROVE THE APPOINTMENT FOR THE PARK AND RECREATION BOARD. Second by Struiksma. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

MOTION BY WOLFSHEIMER TO APPROVE THE APPOINTMENTS TO THE PLANETARIUM AUTHORITY GOVERNING BOARD. Second by Filner. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

MOTION BY STRUIKSMA TO APPROVE THE APPOINTMENTS TO THE PLANNING COMMISSION AND THE APPOINTMENTS FOR THE PORT COMMISSION. Second by Roberts. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea on the Planning Commission and nay on the Port Commission, Mayor O'Connor-yea.

MOTION BY McCOLL TO APPROVE THE APPOINTMENT TO THE PROJECT FIRST CLASS. Second by Struiksma. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-yea,

Struiksmayea, Hendersonyeyea, McCartyyeyea, Filneryeyea, Mayor O'Connor-yeyea.

MOTION BY ROBERTS TO APPROVE THE APPOINTMENT TO THE REGIONAL AIRPORT GROUP. Second by Wolfsheimer. Passed by the following vote: Wolfsheimer-yeyea, Robertsyeyea, McColl-yeyea, Pratt-yeyea, Struiksmayeyea, Hendersonyeyea, McCartyyeyea, Filner-nay, Mayor O'Connor-yeyea.

MOTION BY McCOLL TO APPROVE THE APPOINTMENTS TO THE REGIONAL EMPLOYMENT AND TRAINING CONSORTIUM. Second by Wolfsheimer.

Passed by the following vote: Wolfsheimer-yeyea, Robertsyeyea, McColl-yeyea, Pratt-yeyea, Struiksmayeyea, Hendersonyeyea, McCartyyeyea, Filner-yeyea, Mayor O'Connor-yeyea.

MOTION BY McCOLL TO APPROVE THE APPOINTMENT TO THE REINVESTMENT TASK FORCE. Second by Struiksmayea. Passed by the following vote:

Wolfsheimer-yeyea, Robertsyeyea, McColl-yeyea, Pratt-yeyea, Struiksmayeyea, Hendersonyeyea, McCartyyeyea, Filner-yeyea, Mayor O'Connor-yeyea.

MOTION BY McCOLL TO APPROVE THE APPOINTMENT TO THE ROUTE 56 CITIZENS ADVISORY BOARD. Second by McCarty. Passed by the following vote: Wolfsheimer-yeyea, Robertsyeyea, McColl-yeyea, Pratt-yeyea, Struiksmayeyea, Hendersonyeyea, McCartyyeyea, Filner-yeyea, Mayor O'Connor-yeyea.

MOTION BY McCARTY TO AMEND THE APPOINTMENTS TO THE SAN DIEGO TROLLEY ADVISORY BOARD TO DELETE COUNCIL MEMBER ROBERTS AND APPOINT COUNCIL MEMBER FILNER AS A REPRESENTATIVE. Second by

Roberts. Passed by the following vote: Wolfsheimer-yeyea, Robertsyeyea, McColl-yeyea, Pratt-yeyea, Struiksmayeyea, Hendersonyeyea, McCartyyeyea, Filner-yeyea, Mayor O'Connor-yeyea.

MOTION BY McCOLL TO APPROVE THE APPOINTMENTS TO THE SAN DIEGO COUNTY REGIONAL JUSTICE FACILITY FINANCING AGENCY, BOARD OF DIRECTORS. Second by Roberts. Passed by the following vote:

Wolfsheimer-yeyea, Robertsyeyea, McColl-yeyea, Pratt-yeyea, Struiksmayeyea, Hendersonyeyea, McCartyyeyea, Filner-yeyea, Mayor O'Connor-yeyea.

MOTION BY McCARTY TO APPROVE THE APPOINTMENTS TO THE SENIOR CITIZENS ADVISORY BOARD. Second by Roberts. Passed by the

following vote: Wolfsheimer-yeyea, Robertsyeyea, McColl-yeyea, Pratt-yeyea, Struiksmayeyea, Hendersonyeyea, McCartyyeyea, Filner-yeyea, Mayor O'Connor-yeyea.

MOTION BY McCOLL TO AMEND THE APPOINTMENTS TO THE SERVICE AUTHORITY FOR FREEWAY EMERGENCIES (SAFE) TO ADD COUNCIL MEMBER ROBERTS AS A REPRESENTATIVE. Second by Roberts. Passed by the

following vote: Wolfsheimer-yeyea, Robertsyeyea, McColl-yeyea, Pratt-yeyea, Struiksmayeyea, Hendersonyeyea, McCartyyeyea, Filner-yeyea, Mayor O'Connor-yeyea.

MOTION BY PRATT TO APPROVE THE APPOINTMENT OF COUNCIL MEMBER PRATT TO THE SMALL BUSINESS ADVISORY BOARD AND TO THE SOUTHEAST ECONOMIC DEVELOPMENT CORPORATION. Second by Wolfsheimer.

Passed by the following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

MOTION BY McCOLL TO AMEND THE APPOINTMENTS TO THE STADIUM AUTHORITY GOVERNING BOARD TO CHANGE MAYOR O'CONNOR AS AN ALTERNATE TO COUNCIL MEMBER STRUIKSMA AS AN ALTERNATE. Second

by Struiksma. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

MOTION BY ROBERTS TO AMEND THE APPOINTMENTS TO THE SANDAG BOARD TO CHANGE COUNCIL MEMBER ROBERTS TO COUNCIL MEMBER McCARTY AS

AN

ALTERNATE. Second by McCarty. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

MOTION BY McCOLL TO APPROVE THE APPOINTMENTS FOR THE SANDAG BROADWAY COMPLEX COORDINATING GROUP AND THE SANDAG SOUTHERN CALIFORNIA HAZARDOUS WASTE MANAGEMENT AUTHORITY, AND AMEND

THE

APPOINTMENTS FOR THE SANDAG AVIATION POLICY ADVISORY COMMITTEE TO DESIGNATE COUNCIL MEMBER FILNER AS MAYOR O'CONNOR'S ALTERNATE AND COUNCIL MEMBER STRUIKSMA AS COUNCIL MEMBER ROBERTS'

ALTERNATE. Second by Struiksma. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

MOTION BY STRUIKSMA TO APPROVE THE REMAINDER OF THE APPOINTMENTS

IN THE RESOLUTION. Second by Pratt. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

MOTION BY McCOLL TO ADD SANDAG CRIMINAL JUSTICE COMMITTEE WITH THE APPOINTMENT OF COUNCIL MEMBER McCOLL AS THE REPRESENTATIVE. Second by Struiksma. Passed by the following vote:

Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

ITEM-151:

Two actions relative to the transfer of Paratransit

Regulatory Activities to the Metropolitan Transit  
Development Board (MTDB):

Subitem-A: (O-89-113) INTRODUCED, TO BE ADOPTED JANUARY  
9, 1989

Introduction of an Ordinance repealing Chapter VII, Article  
5, of the San Diego Municipal Code relating to Paratransit  
Code.

Subitem-B: (R-89-1088) ADOPTED AS RESOLUTION R-272517

Adoption of a Resolution authorizing the execution of a  
first amendment to the agreement with the San Diego  
Metropolitan Transit Development Board, to regulate  
paratransit services for a five-year period; authorizing  
the City Manager to transfer all pending administrative  
matters, permit applications, appeals, etc., to the San  
Diego Metropolitan Transit Development Board pursuant to  
the agreement.

(See City Manager Report CMR-87-438.)

COMMITTEE ACTION: Reviewed by TLU on 9/14/87.

Recommendation to approve the City Manager's recommendation to  
refer Paratransit regulatory activities to MTDB. Districts 1, 7  
and 8 voted yea. District 6 not present.

CITY MANAGER SUPPORTING INFORMATION: In June, 1988, the  
Council authorized the Metropolitan Transit Development Board  
(MTDB) to administer and enforce the San Diego Municipal Code,  
Chapter VII, Article 5; and the City Manager to execute a  
memorandum of understanding with MTDB concerning the transfer of  
responsibility for regulation of Paratransit activities by  
Council Resolution R-271307, dated June 28, 1988. It is  
necessary to adopt a resolution, to extend, for five years, the  
current agreement for transfer of administrative authority to  
MTDB as the successor to the City. The present agreement  
expires on December 31, 1988. MTDB is willing to continue.  
Attached agreement provides for the transfer to avoid any  
conflicting provisions, authority and responsibilities to  
regulate. MTDB has adopted ordinances to regulate in accordance  
with State Public Utilities Code (PUC), Section 120266.  
Therefore, the City should repeal its Paratransit Ordinance to  
avoid confusion.

FILE LOCATION:

Subitem-A --,

Subitem-B MEET CONFY89-1

COUNCIL ACTION: (Tape location: H090-174.)

MOTION BY ROBERTS TO ADOPT. Second by Pratt. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-yea, Struiksmayea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

ITEM-152: (O-89-17) INTRODUCED, TO BE ADOPTED JANUARY 9, 1989

Introduction of an Ordinance amending Chapter III, Article 3, Division 35, of the San Diego Municipal Code by amending Section 33.3511 relating to Massage Technicians working under the "Control and Direction" of exempt class individuals and renumbering Sections 33.3505 through 33.3523 except for Sections 33.3520 through 33.3522.

(See City Manager Report CMR-88-481.)

COMMITTEE ACTION: Reviewed by PSS on 11/30/88.

Recommendation to approve the City Manager's recommendation.

Districts 3, 6 and 7 voted yea. Districts 2 and 4 not present.

FILE LOCATION: --

COUNCIL ACTION: (Tape location: H424-I080.)

MOTION BY ROBERTS TO EXTEND THE TIME OF THE MEETING PAST 7:30 P.M. Second by Wolfsheimer. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, McColl-not present, Pratt-yea, Struiksmayea-not present, Henderson-yea, McCarty-not present, Filner-yea, Mayor O'Connor-yea.

MOTION BY McCOLL TO INTRODUCE. Second by Pratt. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-yea, Struiksmayea-not present, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

ITEM-153: (R-89-1025) ADOPTED AS RESOLUTION R-272518

Accepting the Program Manager's Report, attachment to City Manager Report CMR-88-559, dated November 8, 1988, regarding planning and weighting factors for the evaluation of alternative plans for wastewater treatment facilities.

(See City Manager Report CMR-88-559.)

COMMITTEE ACTION: Reviewed by PSS on 11/16/88.

Recommendation to approve the City Manager's recommendation.

Districts 2, 3, 4 and 7 voted yea. District 6 not present.

WU-U-89-071.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A355-440.)

CONSENT MOTION BY McCOLL TO ADOPT. Second by McCarty. Passed

by the following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

ITEM-200: (R-89-1130) ADOPTED AS RESOLUTION R-272519

Accepting the fourth bi-monthly progress report from the Metropolitan Sewer Task Force, for the period of October and November 1988, regarding issues of the Secondary Treatment Facilities Planning Project and related topics.  
(See City Manager Report CMR-88-596.)

WU-SP-89-080.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A355-440.)

CONSENT MOTION BY McCOLL TO ADOPT. Second by McCarty. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

ITEM-201: (R-89-1129) ADOPTED AS RESOLUTION R-272520

Adding a Navy representative to the composition of the Metropolitan Treatment Facility Task Force, to be designated by the Navy; elevating Mr. Grantville (Bo) Bowman, County Public Works Officer, from his current status as a resource member to a full voting member of the Metropolitan Treatment Facility Task Force; eliminating the previously established non-voting resource members from the Task Force.

(See City Manager Report CMR-88-597.)

WU-SP-89-073.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A355-440.)

CONSENT MOTION BY McCOLL TO ADOPT. Second by McCarty. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

ITEM-202: (R-89-1156) ADOPTED AS RESOLUTION R-272521

Council consideration of the following nominees for appointment to the Southeast Economic Development Corporation Board of Directors for three-year terms expiring May 25, 1991:

(See memorandum from Mayor O'Connor dated 12/1/88 with

resumes attached.)

NAME	NOMINATED BY:
Catherine Montgomery	Council Member Pratt
Victor A. Vilaplana	Council Member Pratt
Randa McDaniel Trapp	Council Member Pratt

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: B561-C010.)

MOTION BY PRATT TO ADOPT. Second by Wolfsheimer. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-yea, Struiksmayea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

ITEM-203: (R-89-1045) ADOPTED AS RESOLUTION R-272522

(Continued from the meeting of November 28, 1988, Item 111, at Ross Felber's request, for further review.)

Approving the acceptance by the City Manager of a grant deed of McComic-Westwood, Ltd., granting to the City Parcel 6 of Parcel Map PM-12542 for open space purposes; authorizing the expenditure of an amount not to exceed \$375 from Open Space Bond Fund 79103, in payment of Title Policy for Parcel 6 of Parcel Map PM-12542.

(Rancho Bernardo Community Area. District-1.)

CITY MANAGER SUPPORTING INFORMATION: The Park and Recreation and Property Departments recommend acceptance of a 5.21-acre site which will increase the City's open space holdings in northeast Rancho Bernardo. The donation by R.B. McComic, Inc., is contingent upon an agreement with the City to restrict use of the land to either open space or park purposes. The agreement is appended to the grant deed as "Exhibit A." The site is adjacent to land to the west already designated as open space, and to Battle Mountain which will be a future open space donation to the City.

Aud. Cert. 8900448.

FILE LOCATION: DEED F-4737 DEEDFY89-1

COUNCIL ACTION: (Tape location: A146-195.)

MOTION BY WOLFSHEIMER TO ADOPT ITEMS 203 AND S412. Second by McColl. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-yea, Struiksmayea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

ITEM-204: (O-89-108) FIRST HEARING HELD

First public hearing in the matter of:

An Ordinance amending Ordinance O-17122 (New Series), as

amended, entitled "An Ordinance Adopting the Annual Budget for the Fiscal Year 1988-89 and Appropriating the Necessary Money to Operate the City of San Diego for said Fiscal Year" by amending Document No. OO-17122-1, as amended and adopted therein, to establish a special fund to be entitled "Urban Conservation Corps Fund" , (No. 10590), said fund to earn and be credited with interest earnings in proportion to total earnings received by the City; authorizing the Auditor and Comptroller to accept for deposit and to disburse monies from this fund, as directed.

CITY MANAGER SUPPORTING INFORMATION: At the direction of the City Council, the Manager is in the process of forming an Urban Conservation Corps for the community's young people who are out of school and without employment. The Corps will be established to serve approximately 80 individuals, and will have as a goal, the placement of these individuals in full-time employment in the private sector. In order to facilitate fund raising, it is necessary to establish a special fund to account for monies raised and expended on this project. The consultant approved previously by the City Council will have the responsibility of fund raising for the project. Funds raised will be used for expenses associated with the Corps development and start-up.

NOTE: See Item 336 on the docket of Tuesday, December 13, 1988, for the introduction and adoption of the Ordinance.

FILE LOCATION: --

COUNCIL ACTION: (Tape location: A355-440.)

CONSENT MOTION BY McCOLL TO APPROVE THE FIRST HEARING. Second by McCarty. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

ITEM-205: CONTINUED TO JANUARY 23, 1989, 2:00 P.M.

(Continued from the meetings of September 13, 1988, Item 339, and October 31, 1988, Item 203; last continued at the request of Emmanuel Savitch, as recommended by the Planning Department, to allow further resolution of the issue of that portion of the item relating to the designation of the 17 acres south of Pomerado Road as a resource-based park.) An amendment to the Scripps Miramar Ranch Community Plan to designate seventeen acres south of Pomerado Road in Carroll Canyon on the United States International University (USIU) Campus for a resource-based park. (District-1.)

Subitem-A: (R-89- )

Adoption of a Resolution certifying that the information contained in Environmental Impact Report EIR-88-0558 has been completed in compliance with the California Environmental Quality Act of 1970 and State guidelines, and that said report has been reviewed and considered by the Council and adopting appropriate findings of mitigation, feasibility or project alternatives and statement of overriding considerations pursuant to California Public Resources Code Section 21081.

Subitem-B: (R-89-884)

Adoption of a Resolution amending the community plan.

FILE LOCATION: LAND Scripps Miramar Ranch Community Plan

COUNCIL ACTION: (Tape location: A160-165.)

MOTION BY STRUIKSMA TO CONTINUE TO JANUARY 23, 1989, AT THE CITY MANAGER'S REQUEST FOR FURTHER REVIEW. Second by Henderson.

Passed by the following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

ITEM-206:

Six actions relative to Growth Management Ordinance Amendments:

19881212

Subitem-A: (O-89-118) NOTED AND FILED

Introduction of an Interim Ordinance to classify all residential neighborhoods in the City as protected, transitional, or reinvestment and to protect Single-Family Neighborhoods in Multi-Family Zoned Areas from incompatible development pending such classification.

Subitem-B: (O-89-122) INTRODUCED AS AMENDED, TO BE  
ADOPTED JANUARY 9, 1989

Introduction of an Ordinance amending Chapter X, Article 1, Division 4, of the San Diego Municipal Code by amending Section 101.0462 relating to Development in the Environmentally Sensitive Areas of the City.

Subitem-C: (O-89-121) NOTED AND FILED

Introduction of an Ordinance to protect Environmentally Sensitive Lands within the City.

Subitem-D: (R-89-1196) ADOPTED AS RESOLUTION R-272589

Adoption of a Resolution requesting that the Planning Department prepare and present to the Council, within 90 days, a sensitive lands ordinance that contains provisions which will provide for the protection of steep slopes, floodplains, wetlands, biologically sensitive lands, and lands containing significant prehistoric and historic sites and resources.

Subitem-E: (O-89-119) NOTED AND FILED. INTRODUCED IN LIEU (O-89-120) AS AMENDED, TO BE ADOPTED JANUARY 9, 1989

Introduction of an Ordinance requiring monitoring of building permit activity and authorizing limitations on issuance of building permits when certain thresholds are exceeded.

Subitem-F: (R-89-1208) ADOPTED AS RESOLUTION R-272590

Directing the Planning Department to submit the necessary budget adjustments to implement a Growth Management Program as determined by the City Council.

FILE LOCATION:

Subitems A, C, D, E, F - MEET

Subitem B --

COUNCIL ACTION: (Tape location: I108-M240.)

Hearing began 7:49 p.m. and halted 11:06 p.m.

Testimony in favor by Gail MacLeoud, Mim Scott, Russ Kimmich, Peter Navarro, Jim Milch, Walt Connell, Doug Boyd, and Steve Feher.

Testimony in opposition by Kim Kilkenny, Bud Porter, Hugh Stewart, Robert Morris, Emily Durbin, Allen Haynie, Barry Gavin, Don Wood, Sam Marini, and Carol Holesak.

The hearing was closed.

MOTION BY ROBERTS TO EXTEND THE RESOURCE PROTECTION OVERLAY ZONE

ORDINANCE FOR SIX MONTHS TO SEPTEMBER 5, 1989, AND ADD THE FOLLOWING PARAGRAPH TO SUBITEM-B: "THE PROVISIONS OF THIS ORDINANCE SHALL NOT BE APPLICABLE TO ANY PROPERTY WHICH THE CITY IS CONTRACTUALLY OBLIGATED TO ZONE FOR ITS HIGHEST AND BEST USE PURSUANT TO THE LAND EXCHANGE AGREEMENT BETWEEN THE UNITED STATES OF AMERICA AND THE CITY OF SAN DIEGO, FILED WITH THE CITY CLERK ON DECEMBER 8, 1986, AS DOCUMENT NO. RR-267203-1," AND DIRECT STAFF TO COME BACK TO COUNCIL ON JANUARY 24, 1989, WITH AMENDMENTS TO THE RPOZ ORDINANCE AND AN ANALYSIS OF A MAPPING

DEMONSTRATION AREA. REQUEST COUNCIL MEMBERS TO SUBMIT THEIR RECOMMENDATIONS FOR SENSITIVE LANDS/RPOZ, INTERIM DEVELOPMENT ORDINANCE, AND SINGLE FAMILY PROTECTION ORDINANCES TO THE CITY MANAGER, PLANNING DEPARTMENT, AND THE CITY ATTORNEY WITHIN 10 DAYS. Second by McCarty. Passed by the following vote:

Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

MOTION BY ROBERTS TO DIRECT STAFF TO COME BACK ON JANUARY 24, 1989, WITH AN EXEMPTION PROCESS AND WITH REZONING FOR NEIGHBORHOOD PRESERVATION. Second by Henderson. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

MOTION BY ROBERTS TO EXTEND THE IDO ORDINANCE THREE MONTHS WITH THE DATE MAY 31, 1989, FOR THE SOLE PURPOSE FOR STAFF TO COME BACK WITH RECOMMENDATIONS ON HOW TO TAKE THE IDO OUT OF BUSINESS, AND REFER TO TRANSPORTATION AND LAND USE COMMITTEE TO REVIEW THE QUESTION OF A STANDBY ORDINANCE FOR THE IDO. Second by McColl. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-yea, Struiksma-yea, Henderson-nay, McCarty-nay, Filner-yea, Mayor O'Connor-yea.

#### ITEM-207:

(Continued from the meetings of November 14, 1988, Item 208, and November 28, 1988, Item 205; last continued at the City Attorney's request, for further review with the attorneys for the developers to discuss concepts embodied in some of the changes to the agreements.)

Proposal to approve the Regency Hill Development Agreement between the City of San Diego and Barnett-Range-Harbrecht/Regency Hill Associates.

The proposed development agreement would apply to approximately 33.39 acres in the Tierrasanta community.

The development agreement would assure the owner that the property could be developed in conformance with the Tierrasanta Community Plan for the five-year term of the agreement. Additional provisions are included in the draft development agreement.

The subject property is located on the north side of Friars Road between Santo Road and I-15. A brief legal description is as follows: a portion of Lot 49, Rancho Mission of San Diego, S.C.C. 348 and Lots 2 and 5, Hilltop Subdivision, Map-9577. The specific legal description is on file in the City Planning Department.

(Case-88-0907. District-7.)

Subitem-A: (R-89-476) ADOPTED AS RESOLUTION R-272523

Adoption of a Resolution certifying that the information contained in Environmental Impact Report EIR-77-07-36 has been completed in compliance with the California Environmental Quality Act of 1970 and State guidelines, and that said report has been reviewed and considered by the Council.

Subitem-B: (R-89-477) ADOPTED AS RESOLUTION R-272524

Adoption of a Resolution certifying that the information contained in Environmental Mitigated Negative Declaration EMND-88-0478 has been completed in compliance with the California Environmental Quality Act of 1970 and State guidelines, and that said declaration has been reviewed and considered by the Council.

Subitem-C: (R-89-484) ADOPTED AS RESOLUTION R-272525

Adoption of a Resolution certifying that the information contained in Environmental Impact Report EIR-77-07-29 has been completed in compliance with the California Environmental Quality Act of 1970 and State guidelines, and that said report has been reviewed and considered by the Council.

Subitem-D: (O-89-43) INTRODUCED, TO BE ADOPTED JANUARY 9, 1989

Introduction of an Ordinance approving the development agreement.

FILE LOCATION:

Subitems A,B,C DEVL Regency Hill Development Agreement,

Subitem-D --

COUNCIL ACTION: (Tape location: G349-575.)

Hearing began 6:45 p.m. and halted 6:58 p.m.

Testimony in opposition by Linda Michael.

Testimony in favor by Charles Gill, Mike Mele, Jim Madaffer, Shuf Swift, Tom Harbrecht, and Jim Bliesner.

MOTION BY McCARTY TO APPROVE. Second by Struiksma. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea, McCarty-yea,

Filner-yea, Mayor O'Connor-not present.

ITEM-208:

(Continued from the meetings of November 14, 1988, Item 209, and November 28, 1988, Item 206; last continued at the City Attorney's request, for further review with the attorneys for the developers to discuss concepts embodied in some of the changes to the agreements.)

Proposal to approve the Miramar Ranch North Development Agreement between the City of San Diego and BCE Development, Inc.

The proposed development agreement would apply to approximately 1,200 acres in the Miramar Ranch North community. The development agreement is being proposed to meet a condition placed on an approved tentative subdivision map for the property. The primary purpose of the development agreement is to provide for the funding of public facilities through the owner's participation in the community's public facilities financing plan. The owner would agree to pay its fair share of fees or contribute facilities in lieu of payment as required by the public facilities financing plan for the community. The developer would also provide public improvements, facilities and services as required by the tentative subdivision map. The development agreement would assure the owner that the property could be developed in conformance with the Miramar Ranch North Community Plan, and the Miramar Ranch North Public Facilities Financing Plan for the 20-year term of the agreement. Additional provisions are included in the draft development agreement.

The property subject to the proposed development agreement is located generally east of I-15, southerly of Poway Road and north of Miramar Lake. A brief legal description is as follows: portions of Sections 20, 21, 27, 28, 29, 32 and 33, Township 14 South, Range 2 West, S.B.B.M. The specific legal description is on file in the City Planning Department.

(Case-87-0768. District-5.)

Subitem-A: (R-89-437) ADOPTED AS RESOLUTION R-272526

Adoption of a Resolution certifying that the information contained in Environmental Impact Report EIR-85-0100 has been completed in compliance with the California Environmental Quality Act of 1970 and State guidelines, and

that said report has been reviewed and considered by the Council and adopting appropriate findings of mitigation, feasibility or project alternatives and statement of overriding considerations pursuant to California Public Resources Code Section 21081.

Subitem-B: (O-89-36) INTRODUCED AS AMENDED, TO BE ADOPTED  
JANUARY 9, 1989

Introduction of an Ordinance approving the development agreement.

FILE LOCATION:

Subitem-A DEVL Miramar Ranch North  
Development Agreement,

Subitem-B --

COUNCIL ACTION: (Tape location: C010-F311.)

Hearing began 3:25 p.m. and halted 6:00 p.m.

Testimony in opposition by Gary Underwood.

Council Member Pratt left 3:46 p.m.

Testimony in opposition by Lon Smith, Peter Navarro, Constance Remstedt, J. Powell, Dr. David Santineau, Linda Micheal, and Don Wood.

Testimony in favor by David Prewitt, Earlene Schooler, Robert Batchlie, Marc Sorenson, Kay McElliot, Bob Dingman, Katy Simmons, Jerry Crain, and Linda Brannon.

Mayor O'Connor left 5:00 p.m.

MOTION BY WOLFSHEIMER TO EXTEND THE TIME OF THE COUNCIL MEETING TO 7:30 P.M. Second by McColl. Passed by the following vote:

Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-not present, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-not present.

Council Member Pratt entered 5:45 p.m.

MOTION BY STRUIKSMA TO APPROVE THE AGREEMENT AS SUBMITTED BY THE

APPLICANT AND INCLUDE THE FOLLOWING PARAGRAPH: "THE DEVELOPER IS ADVISED THAT POLICY NUMBER 600-19 REQUIRES AN EFFORT TO PROVIDE AFFORDABLE HOUSING. GOALS WILL BE PROVIDED BY THE PLANNING DEPARTMENT. THE DEVELOPER AGREES TO WORK COOPERATIVELY

WITH THE HOUSING COMMISSION, OR ANY PUBLIC OR PRIVATE ORGANIZATION, TO MEET THESE GOALS, AND TO NEGOTIATE IN GOOD FAITH TO IMPLEMENT ANY REASONABLE PROPOSAL BROUGHT FORWARD."

Second by McCarty. Passed by the following vote:

Wolfsheimer-nay, Roberts-yea, McColl-yea, Pratt-yea,

Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-not present.

ITEM-209:

(Continued from the meetings of November 14, 1988, Item 210 and November 28, 1988, Item 207; last continued at the City Attorney's request, for further review with the attorneys for the developers to discuss concepts embodied in some of the changes to the agreements.)

Proposal to approve the Stonecrest Development Agreement between the City of San Diego and Stonecrest Associates .

The proposed development agreement would apply to approximately 318 acres in the Serra Mesa community. The primary purpose of the development agreement is to provide for the funding of public facilities through the owner's participation in the community's public facilities financing plan. The owner would agree to pay its fair share of fees or contribute facilities in lieu of payment as required by the public facilities financing plan for the community. The developer would also provide public improvements, facilities and services as required by the tentative subdivision map. The development agreement would assure the owner that the property could be developed in conformance with Serra Mesa Community Plan; Stonecrest Specific Plan; M-1B Zone; Tentative Map TM-87-0692 for the 25-year term of the agreement. Additional provisions are included in the draft development agreement.

The subject property is located on the west side of I-15 between Aero Drive and Friars Road. A brief legal description is as follows: portion of Lot 41, Rancho Mission, Map-348; portions of Lots 43, 49 and 52, Rosedale Tract Map-825; and a portion of Lot 70, Rancho Mission, Map-823. The specific legal description is on file in the City Planning Department.

(Case-87-0770. District-5.)

19881212

Subitem-A: (R-89-606) ADOPTED AS RESOLUTION R-272527

Adoption of a Resolution certifying that the information contained in Environmental Impact Report EIR-86-0509 has been completed in compliance with the California Environmental Quality Act of 1970 and State guidelines, and that said report has been reviewed and considered by the

Council and adopting appropriate findings of mitigation, feasibility or project alternatives and statement of overriding considerations pursuant to California Public Resources Code Section 21081.

Subitem-B: (O-89-53) INTRODUCED, TO BE ADOPTED JANUARY 9, 1989

Introduction of an Ordinance approving the development agreement.

FILE LOCATION:

Subitem-A DEVL Stonecrest Development Agreement,

Subitem-B --

COUNCIL ACTION: (Tape location: G575-H083.)

Hearing began 6:58 p.m. and halted 7:06 p.m.

Testimony in opposition by Linda Michael and Don Wood.

Testimony in favor by Emmanuel Savitch.

The hearing was closed.

MOTION BY STRUIKSMA TO APPROVE. Second by McCarty. Passed by the following vote: Wolfsheimer-not present, Roberts-yea, McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-not present.

ITEM-210:

(Continued from the meetings of November 14, 1988, Item 211, and November 28, 1988, Item 208; last continued at the City Attorney's request, for further review with the attorneys for the developers to discuss concepts embodied in some of the changes to the agreements.)

Proposal to approve the McCrink Development Agreement between the City of San Diego and Edward J. McCrink.

The proposed development agreement would apply to approximately 80 acres in the Miramar Ranch North community. The primary purpose of the development agreement is to provide for the funding of public facilities through the owner's participation in the community's public facilities financing plan. The owner would agree to pay its fair share of fees or contribute facilities in lieu of payment as required by the public facilities financing plan for the community. The developer would also provide public improvements, facilities and services as required by the tentative subdivision map. The development agreement would assure the owner that the

property could be developed in conformance with Miramar Ranch North Community Plan for the 20-year term of the agreement. Additional provisions are included in the draft development agreement.

The subject property is located on the east side of I-15 between Poway Road and Miramar Lake. A brief legal description is as follows: northwest quarter of Section 27, Township 14 South, Range 2 West, SBM. The specific legal description is on file in the City Planning Department.

(Case-88-0914. District-5.)

Subitem-A: (R-89-546) ADOPTED AS RESOLUTION R-272528

Adoption of a Resolution certifying that the information contained in Environmental Impact Report EIR-85-0100 has been completed in compliance with the California Environmental Quality Act of 1970 and State guidelines, and that said report has been reviewed and considered by the Council and adopting appropriate findings of mitigation, feasibility or project alternatives and statement of overriding considerations pursuant to California Public Resources Code Section 21081.

Subitem-B: (R-89-547) ADOPTED AS RESOLUTION R-272529

Adoption of a Resolution certifying that the information contained in Environmental Impact Report Addendum EIR-87-1131 has been completed in compliance with the California Environmental Quality Act of 1970 and State guidelines, and that said report has been reviewed and considered by the Council and adopting appropriate findings of mitigation, feasibility or project alternatives and statement of overriding considerations pursuant to California Public Resources Code Section 21081.

Subitem-C: (O-89-59) INTRODUCED, TO BE ADOPTED JANUARY 9, 1989

Introduction of an Ordinance approving the development agreement.

FILE LOCATION:

Subitems A and B DEVL McCrink Development Agreement,

Subitem-C --

COUNCIL ACTION: (Tape location: F311-G336.)

Hearing began 6:00 p.m. and halted 6:42 p.m.

Testimony in opposition by Linda Michael, Peter Navarro, Emily Durbin, and Bob Koloday.

Testimony in favor by Don Wood and Charles Black.

The hearing was closed.

MOTION BY STRUIKSMA TO APPROVE ITEMS 210, 212, and 213, AND REFER ITEM-211 BACK TO THE CITY MANAGER AND PLANNING DEPARTMENT TO LOOK AT THE EXTRAORDINARY BENEFITS AND THE GRADING AND HOW THE AGREEMENT RELATES TO THE COMMUNITY PLAN. Second by McCarty.

Passed by the following vote: Wolfsheimer-nay, Roberts-yea, McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-not present.

#### ITEM-211: REFERRED TO CITY MANAGER AND PLANNING DEPARTMENT

(Continued from the meetings of November 14, 1988, Item 212, and November 28, 1988, Item 209; last continued at the City Attorney's request, for further review with the attorneys for the developers to discuss concepts embodied in some of the changes to the agreements.)

Proposal to approve the Wuest Estate Development Agreement between the City of San Diego and Wuest Estate Company.

The proposed development agreement would apply to approximately 250 acres in the Miramar Ranch North community. The primary purpose of the development agreement is to provide for the funding of public facilities through the owner's participation in the community's public facilities financing plan. The owner would agree to pay its fair share of fees or contribute facilities in lieu of payment as required by the public facilities financing plan for the community. The developer would also provide public improvements, facilities and services as required by the tentative subdivision map. The development agreement would assure the owner that the property could be developed in conformance with Miramar Ranch North Community Plan for the 20-year term of the agreement. Additional provisions are included in the draft development agreement.

The subject property is located on the east side of I-15 between Poway Road and Miramar Lake. A brief legal description is as follows: northeast quarter of the northeast quarter and a portion of the northeast quarter of the northwest half of Section 29; and a portion of the south half of the south half, Section 20, Township 14

South, Range 2 West, SBM. The specific legal description is on file in the City Planning Department.  
(Case-88-0908. District-5.)

Subitem-A: (R-89- )

Adoption of a Resolution certifying that the information contained in Environmental Impact Report EIR-85-0100 has been completed in compliance with the California Environmental Quality Act of 1970 and State guidelines, and that said report has been reviewed and considered by the Council and adopting appropriate findings of mitigation, feasibility or project alternatives and statement of overriding considerations pursuant to California Public Resources Code Section 21081.

Subitem-B: (O-89-57)

Introduction of an Ordinance approving the development agreement.

FILE LOCATION: DEVL Wuest Estate Development Agreement

COUNCIL ACTION: (Tape location: F311-G336.)

Hearing began 6:00 p.m. and halted 6:42 p.m.

Testimony in opposition by Linda Michael, Peter Navarro, Emily Durbin, and Bob Koloday.

Testimony in favor by Don Wood and Charles Black.

The hearing was closed.

MOTION BY STRUIKSMA TO APPROVE ITEMS 210, 212, and 213, AND REFER ITEM-211 BACK TO THE CITY MANAGER AND PLANNING DEPARTMENT TO LOOK AT THE EXTRAORDINARY BENEFITS AND THE GRADING AND HOW THE AGREEMENT RELATES TO THE COMMUNITY PLAN. Second by McCarty.

Passed by the following vote: Wolfsheimer-nay, Roberts-yea, McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-not present.

ITEM-212:

(Continued from the meetings of November 14, 1988, Item 213 and November 28, 1988, Item 210; last continued at the City Attorney's request, for further review with the attorneys for the developers to discuss concepts embodied in some of the changes to the agreements.)

Proposal to approve the USG No. 161 Development Agreement between the City of San Diego and Security First National Corporation.

The proposed development agreement would apply to approximately 40 acres in the Miramar Ranch North community. The primary purpose of the development

agreement is to provide for the funding of public facilities through the owner's participation in the community's public facilities financing plan. The owner would agree to pay its fair share of fees or contribute facilities in lieu of payment as required by the public facilities financing plan for the community. The developer would also provide public improvements, facilities and services as required by the tentative subdivision map. The development agreement would assure the owner that the property could be developed in conformance with Miramar Ranch North Community Plan for the 20-year term of the agreement. Additional provisions are included in the draft development agreement.

The subject property is located on the east side of I-15 between Poway Road and Miramar Lake. A brief legal description is as follows: northwest quarter of the southeast quarter of Section 27, Township 14 South, Range 2 West, SBM. The specific legal description is on file in the City Planning Department.  
(Case-88-0913. District-5.)

19881212

Subitem-A: (R-89-611) ADOPTED AS RESOLUTION R-272530

Adoption of a Resolution certifying that the information contained in Environmental Impact Report EIR-85-0100 has been completed in compliance with the California Environmental Quality Act of 1970 and State guidelines, and that said report has been reviewed and considered by the Council and adopting appropriate findings of mitigation, feasibility or project alternatives and statement of overriding considerations pursuant to California Public Resources Code Section 21081.

Subitem-B: (O-89-58) INTRODUCED, TO BE ADOPTED JANUARY 9,  
1989

Introduction of an Ordinance approving the development agreement.

FILE LOCATION:

Subitem-A DEVL USG No. 161 Development Agreement,

Subitem-B --

COUNCIL ACTION: (Tape location: F311-G336.)

Hearing began 6:00 p.m. and halted 6:42 p.m.

Testimony in opposition by Linda Michael, Peter Navarro, Emily Durbin, and Bob Koloday.

Testimony in favor by Don Wood and Charles Black.

The hearing was closed.

MOTION BY STRUIKSMA TO APPROVE ITEMS 210, 212, and 213, AND REFER ITEM-211 BACK TO THE CITY MANAGER AND PLANNING DEPARTMENT TO LOOK AT THE EXTRAORDINARY BENEFITS AND THE GRADING AND HOW THE AGREEMENT RELATES TO THE COMMUNITY PLAN. Second by McCarty.

Passed by the following vote: Wolfsheimer-nay, Roberts-yea, McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-not present.

#### ITEM-213:

(Continued from the meetings of November 14, 1988, Item 214 and November 28, 1988, Item 211; last continued at the City Attorney's request, for further review with the attorneys for the developers to discuss concepts embodied in some of the changes to the agreements.)

Proposal to approve the Curry Development Agreement between the City of San Diego and Robert T. and Raedene Curry.

The proposed development agreement would apply to approximately 57.8 acres in the Miramar Ranch North community. The primary purpose of the development agreement is to provide for the funding of public facilities through the owner's participation in the community's public facilities financing plan. The owner would agree to pay its fair share of fees or contribute facilities in lieu of payment as required by the public facilities financing plan for the community. The developer would also provide public improvements, facilities and services as required by the tentative subdivision map. The development agreement would assure the owner that the property could be developed in conformance with Miramar Ranch North Community Plan for the 10-year term of the agreement. Additional provisions are included in the draft development agreement.

The subject property is located on the east side of I-15 between Poway Road and Miramar Lake. A brief legal description is as follows: Parcel 2, Parcel Map PM-14909. The specific legal description is on file in the City Planning Department.

(Case-88-0915. District-5.)

Subitem-A: (R-89-548) ADOPTED AS RESOLUTION R-272531

Adoption of a Resolution certifying that the information contained in Environmental Mitigated Negative Declaration EMND-84-0168 has been completed in compliance with the California Environmental Quality Act of 1970 and State guidelines, and that said declaration has been reviewed and considered by the Council.

Subitem-B: (R-89-549) ADOPTED AS RESOLUTION R-272532

Adoption of a Resolution certifying that the information contained in Environmental Impact Report Addendum EIR-85-0100 has been completed in compliance with the California Environmental Quality Act of 1970 and State guidelines, and that said report has been reviewed and considered by the Council and adopting appropriate findings of mitigation, feasibility or project alternatives and statement of overriding considerations pursuant to California Public Resources Code Section 21081.

Subitem-C: (O-89-60) INTRODUCED, TO BE ADOPTED JANUARY 9, 1989

Introduction of an Ordinance approving the development agreement.

FILE LOCATION:

Subitems A and B - Curry Development Agreement,

Subitem-C --

COUNCIL ACTION: (Tape location: F311-G336.)

Hearing began 6:00 p.m. and halted 6:42 p.m.

Testimony in opposition by Linda Michael, Peter Navarro, Emily Durbin, and Bob Koloday.

Testimony in favor by Don Wood and Charles Black.

The hearing was closed.

MOTION BY STRUIKSMA TO APPROVE ITEMS 210, 212, and 213, AND REFER ITEM-211 BACK TO THE CITY MANAGER AND PLANNING DEPARTMENT TO LOOK AT THE EXTRAORDINARY BENEFITS AND THE GRADING AND HOW THE AGREEMENT RELATES TO THE COMMUNITY PLAN. Second by McCarty.

Passed by the following vote: Wolfsheimer-nay, Roberts-yea,

McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea,

McCarty-yea, Filner-yea, Mayor O'Connor-not present.

ITEM-214: CONTINUED TO DECEMBER 13, 1988

(Continued from the meetings of September 6, 1988, Item 337 and September 13, 1988, Item S405; Trailed as Unfinished Business from the meeting of September 20, 1988, Item S410, due to lack of 5 affirmative votes; Continued from the meetings of September 26, 1988, Item S406, November 14, 1988, Item 206 and November 28, 1988, Item 212; last continued at the City Attorney's request, for further review with the attorneys for the developers to discuss concepts embodied in some of the changes to the agreements.)

Approval of the proposed Scripps Sunburst Development Agreement between the City of San Diego and Sunburst Homes Company.

The proposed development agreement would apply to approximately 56.7 acres in the Scripps Miramar Ranch community. The development agreement is being proposed to meet a condition placed on an approved tentative subdivision map for the property. The primary purpose of the development agreement is to provide for the funding of public facilities through the owner's participation in the community's public facilities financing plan. The owner would agree to pay its fair share of fees or contribute facilities in lieu of payment as required by the public facilities financing plan for the community. The developer would also provide public improvements, facilities and services as required by the tentative subdivision map. The development agreement would assure the owner that the property could be developed in conformance with the Scripps Miramar Ranch Community Plan, Vesting Tentative Map VTM-87-0883, Planned Residential Development Permit PRD-87-0883 and the R1-6000, R-3000, R-2500, CN and HRO zones for the 20-year term of the agreement. Additional provisions are included in the draft development agreement. The property subject to the proposed development agreement is located on the north side of Pomerado Road east of the existing terminus of Fronsall Court. A brief legal description is as follows: The southwest quarter of the southwest quarter of Section 26, Township 14 South, Range 2 West, S.B.B.M. and a portion of the northwest quarter of Section 35, Township 14 South, Range 2 West, S.B.B.M. The specific legal description is on file in the City Planning Department.

(Case-88-0424. District-5.)

Subitem-A: (R-89-430)

Adoption of a Resolution certifying that the information contained in Environmental Impact Report EIR-84-0744, has been completed in compliance with the California Environmental Quality Act of 1970 and State guidelines, and that said report has been reviewed and considered by the Council; and adopting appropriate findings of mitigation, feasibility or project alternatives and statement of overriding considerations pursuant to California Public Resources Code Section 21081.

Subitem-B: (R-89-431)

Adoption of a Resolution certifying that the information contained in Addendum 87-0883, an addendum to Environmental Impact Report EIR-84-0744, has been completed in compliance with the California Environmental Quality Act of 1970 and State guidelines, and that said addendum has been reviewed and considered by the Council; and adopting appropriate findings of mitigation, feasibility or project alternatives and statement of overriding considerations pursuant to California Public Resources Code Section 21081.

Subitem-C: (O-89-33)

Introduction of an Ordinance approving the development agreement.

FILE LOCATION: DEVL Scripps Sunburst Development Agreement

COUNCIL ACTION: (Tape location: A318-325.)

MOTION BY STRUIKSMA TO CONTINUE ITEMS 147, 214, and 215 TO DECEMBER 13, 1988, AT THE CITY MANAGER'S REQUEST TO ALLOW TIME FOR THE CITY ATTORNEY TO REVIEW ADDITIONAL INFORMATION. Second by Henderson. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

ITEM-215: CONTINUED TO DECEMBER 13, 1988

(Continued from the meetings of September 6, 1988, Item 338, and September 13, 1988, Item S406; Trailed as Unfinished Business from the meeting of September 20, 1988, Item S411, due to lack of 5 affirmative votes; Continued from the meetings of September 26, 1988, Item S407, November 14, 1988, Item 207 and November 28, 1988, Item 213; last continued at the City Attorney's request, for further review with the attorneys for the developers to discuss concepts embodied in some of the changes to the agreements.)

Approval of the proposed Scripps Eastview Development Agreement between the City of San Diego and ITEC Properties.

The proposed development agreement would apply to approximately 114 acres in the Scripps Miramar Ranch community. The development agreement is being proposed to meet a condition placed on an approved tentative subdivision map for the property. The primary purpose of the development agreement is to provide for the funding of public facilities through the owner's participation in the community's public facilities financing plan. The owner would agree to pay its fair share of fees or contribute facilities in lieu of payment as required by the public facilities financing plan for the community. The developer would also provide public improvements, facilities and services as required by the tentative subdivision map. The development agreement would assure the owner that the property could be developed in conformance with the Scripps Miramar Ranch Community Plan, Vesting Tentative Map VTM-87-0884, Planned Residential Development Permit PRD-87-0884 and the A-1-1, R-3000, R1-6000 and HRO zones for the 20-year term of the agreement. Additional provisions are included in the draft development agreement. The property subject to the proposed development agreement is located south of the Poway City Limits on the north and westerly sides of Pomerado Road, opposite the intersection of Beeler Canyon Road. A brief legal description is as follows: The northwest quarter of the southwest quarter; portion of the northeast quarter of the southwest quarter; portion of the northwest quarter of the southeast quarter; portion of the southeast quarter of the southwest quarter and a portion of the southwest quarter of the northeast quarter, Section 26, Township 14 South, Range 2 West, S.B.B.M. The specific legal description is on file in the City Planning Department.  
(Case-88-0423. District-5.)

**Subitem-A: (R-89-432)**

Adoption of a Resolution certifying that the information contained in Environmental Impact Report EIR-84-0744 has been completed in compliance with the California Environmental Quality Act of 1970 and State guidelines, and that said report has been reviewed and considered by the Council; and adopting appropriate findings of mitigation, feasibility or project alternatives and statement of

overriding considerations pursuant to California Public Resources Code Section 21081.

Subitem-B: (R-89-433)

Adoption of a Resolution certifying that the information contained in Addendum 87-0884, an addendum to Environmental Impact Report EIR-84-0744 has been completed in compliance with the California Environmental Quality Act of 1970 and State guidelines, and that said report has been reviewed and considered by the Council; and adopting appropriate findings of mitigation, feasibility or project alternatives and statement of overriding considerations pursuant to California Public Resources Code Section 21081.

Subitem-C: (O-89-34)

Introduction of an Ordinance approving the development agreement.

FILE LOCATION: DEVL Scripps Eastview Development Agreement

COUNCIL ACTION: (Tape location: A318-325.)

MOTION BY STRUIKSMA TO CONTINUE ITEMS 147, 214, and 215 TO DECEMBER 13, 1988, AT THE CITY MANAGER'S REQUEST TO ALLOW TIME FOR THE CITY ATTORNEY TO REVIEW ADDITIONAL INFORMATION. Second by Henderson. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

ITEM-216: CONTINUED TO JANUARY 23, 1989, 2:00 P.M.

Two actions relative to North City West Community Park:  
(See City Manager Report CMR-88-592. North City West Community Area. District-1.)

Subitem-A: (R-89-335)

Determining and declaring that the public interest, convenience and necessity of the City of San Diego require the acquisition of property known as the North City West Community Park, in portions of Lot 1 of the Northwest Quarter of the Northwest Quarter of Section 19, Township 14 South, Range 3 West, San Bernardino Meridian; and that the public interest, convenience and necessity demand the acquisition of fee simple absolute to said property for said North City West Community Park Project; and directing the City Attorney of the City of San Diego to commence an action in the Superior Court of the State of California, in and for the County of San Diego, for the purpose of

condemning and acquiring said property and acquiring immediate possession thereof.

Subitem-B: (R-89-1187)

Adoption of a Resolution certifying that the City Council has reviewed and considered EQD-84-0683, Highlands Town Center, TM-85-0178, designating the park site.

Aud. Cert. 8800855 Rev.

FILE LOCATION: --

COUNCIL ACTION: (Tape location: A319-326.)

MOTION BY WOLFSHEIMER TO CONTINUE TO JANUARY 23, 1989, AT HER REQUEST TO ALLOW HER TO MEET WITH THE PROPERTY DEPARTMENT.

Second by McColl. Passed by the following vote:

Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

ITEM-S400: (R-89-1198) ADOPTED AS RESOLUTION R-272455

Proclaiming December 12, 1988 to be "James The Heat Kinchen Day" in San Diego, and applauding his achievements as a world class performer in the boxing profession.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A209-220.)

BY COMMON CONSENT THE RESOLUTION WAS ADOPTED. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

ITEM-S401: PRESENTATION MADE

Presentation to the City Council from the America's Cup Task Force.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A220-236.)

MOTION BY McCOLL TO EXPRESS THANKS FOR THE CHECK FOR \$25,627.42 AS THE CITY'S SHARE OF THE PROCEEDS FROM THE AMERICA'S CUP EVENT WHICH WAS GIVEN TO THE CITY MANAGER. Second by Henderson.

Passed by the following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

\* ITEM-S402: (R-89-868) ADOPTED AS RESOLUTION R-272533

Awarding a contract to Lamar Mobile Space Manufacturing  
for the purchase of one 24-foot by 60-foot  
office/restroom trailer for the Refuse Collection Division  
for a total cost of \$44,437.01, including tax.

(BID-0191/89)

Aud. Cert. 8900520.

FILE LOCATION: MEET CONTFY89-1

COUNCIL ACTION: (Tape location: A355-440.)

CONSENT MOTION BY McCOLL TO ADOPT. Second by McCarty. Passed  
by the following vote: Wolfsheimer-yea, Roberts-yea,  
McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea,  
McCarty-yea, Filner-yea, Mayor O'Connor-yea.

\* ITEM-S403: (R-89-1175) ADOPTED AS RESOLUTION R-272534

19881212

Inviting bids for the Carpet Installation, 10th Floor,  
City Administration Building on Work Order No. 119004;  
authorizing the execution of a contract with the lowest  
responsible bidder; authorizing the expenditure of an  
amount not to exceed \$40,000 from Buildings Division Job  
Order Account 51313, Fund 100, for providing funds for said  
project and related costs; authorizing the City Auditor and  
Comptroller, upon advice from the administering department,  
to transfer excess budgeted funds, if any, to the  
appropriate reserves. (BID-0312/89)

(Centre City Community Area. District-8.)

CITY MANAGER SUPPORTING INFORMATION: The 10th floor of the  
City Administration Building was last carpeted in 1982. The  
carpet is worn and stained.

Aud. Cert. 8900532.

FILE LOCATION: W.O. 119004 CONT - California Carpets CONTFY89-1

COUNCIL ACTION: (Tape location: A355-440.)

CONSENT MOTION BY McCOLL TO ADOPT. Second by McCarty. Passed  
by the following vote: Wolfsheimer-yea, Roberts-yea,  
McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea,  
McCarty-yea, Filner-yea, Mayor O'Connor-yea.

\* ITEM-S404:

Two actions relative to the Construction of Steam Source  
Replacement - Community Concourse/Central Library:  
(See City Manager Report CMR-88-609. Centre City  
Community Area. District-8.)

Subitem-A: (R-89-1200) ADOPTED AS RESOLUTION R-272535  
Rejecting all bids received on October 6, 1988, for the  
Construction of Steam Replacement - Community  
Concourse/Central Library.

Subitem-B: (R-89-1192) ADOPTED AS RESOLUTION R-272536  
Inviting bids for the Construction of Steam Replacement -  
Community Concourse/Central Library on Work Order No.  
118868; authorizing the execution of a contract with the  
lowest responsible bidder; authorizing the City Auditor and  
Comptroller to transfer \$105,000 from Capital Outlay Fund  
302453, CIP-37-003, Annual Allocation - Facility  
Requirements, to CIP-37-416, Steam Source Replacement -  
Community Concourse/Central Library; authorizing the  
expenditure of an amount not to exceed \$105,000 from  
Capital Outlay Fund 302453, CIP-37-416, Steam Source  
Replacement - Community Concourse/Central Library, to  
supplement funds previously authorized by Resolution  
R-271468, adopted on July 25, 1988, for providing funds for  
said project and related costs; authorizing the City  
Auditor and Comptroller, upon advice from the administering  
department, to transfer excess budgeted funds, if any, to  
the appropriate reserves. (BID-0005/89A)  
Aud. Cert. 8900533.

FILE LOCATION: W.O. 118868

COUNCIL ACTION: (Tape location: A355-440.)

CONSENT MOTION BY McCOLL TO ADOPT. Second by McCarty. Passed  
by the following vote: Wolfsheimer-yea, Roberts-yea,  
McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea,  
McCarty-yea, Filner-yea, Mayor O'Connor-yea.

\* ITEM-S405:

Three actions relative to approving the final subdivision  
map of Lusk Mira Mesa Business Park East I, Unit No. 5,  
a 4-lot subdivision located at the southerly terminus of  
Mesa Rim Road:  
(Mira Mesa Community Area. District-5.)

Subitem-A: (R-89-1181) ADOPTED AS RESOLUTION R-272537  
Authorizing the execution of a Subdivision Improvement  
Agreement with Lusk-Smith/Mira Mesa North for the  
installation and completion of public improvements.

Subitem-B: (R-89-1180) ADOPTED AS RESOLUTION R-272538

Approving the final map.

Subitem-C: (R-89-1182) ADOPTED AS RESOLUTION R-272539

Approving the acceptance by the City Manager of street easement deeds of Koll-Hawthorne Sorrento Mesa Associates and Lusk-Smith/Mira Mesa North, granting to the City easements for public street purposes in a portion of Lot 48 of Lusk Mira Mesa Business Park East I, Unit No. 3, Map-11437, and in a portion of Parcel 1 of Parcel Map PM-10371; dedicating said land as and for public streets and naming the same Flanders Drive and Mesa Rim Road.

FILE LOCATION:

Subitems A and B SUBD Lusk Mira Mesa  
Business Park East I, Unit No. 5,

Subitem-C

DEED F-4747 CONTFY89-1 DEEDFY89-1

COUNCIL ACTION: (Tape location: A355-440.)

CONSENT MOTION BY McCOLL TO ADOPT. Second by McCarty. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

\* ITEM-S406:

Three actions relative to approving the final subdivision map of Sunburst Scripps Unit 3, a 164-lot subdivision located northwesterly of Spring Canyon Road and Pomerado Road:  
(Scripps Miramar Ranch Community Area. District-5.)

Subitem-A: (R-89-1169) ADOPTED AS RESOLUTION R-272540

Authorizing the execution of a Subdivision Improvement Agreement with Sunburst Homes Company for the installation and completion of public improvements.

Subitem-B: (R-89-1168) ADOPTED AS RESOLUTION R-272541

Approving the final map.

Subitem-C: (R-89-1170) ADOPTED AS RESOLUTION R-272542

Approving the acceptance by the City Manager of a grant deed of Sunburst Homes Company, granting to the City Lots 155, 156 and 159 of Sunburst Scripps Unit 3.

FILE LOCATION:

Subitems A and B SUBD Sunburst Scripps Unit  
3,

Subitem-C DEED F-4748 CONTFY89-1  
DEEDFY89-1

COUNCIL ACTION: (Tape location: A355-440.)

CONSENT MOTION BY McCOLL TO ADOPT. Second by McCarty. Passed  
by the following vote: Wolfsheimer-yea, Roberts-yea,  
McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea,  
McCarty-yea, Filner-yea, Mayor O'Connor-yea.

\* ITEM-S407:

Four actions relative to a street vacation, street  
dedication and related items in Lot 1 of Speer Tract,  
Map-3789, located southeasterly of Midway Drive and  
Rosecrans Street:  
(Midway Community Area. District-2.)

Subitem-A: (R-89-1145) ADOPTED AS RESOLUTION R-272543  
Vacating the excess portion of the street reservation  
located within Lot 1 Speer Tract, Map-3789, under the  
procedure for the summary vacation of streets and public  
service easements, Section 8330 et seq. of the California  
Streets and Highways Code.

Subitem-B: (R-89-1142) ADOPTED AS RESOLUTION R-272544  
Authorizing the execution of a quitclaim deed to  
Hughes/Loma Square Associates, effecting the revestment of  
abutter's rights of access to Rosecrans Street adjacent and  
contiguous to Lot 1 of Speer Tract, Map-3789.

Subitem-C: (R-89-1143) ADOPTED AS RESOLUTION R-272545  
Approving the acceptance by the City Manager of a street  
easement deed of Hughes/Loma Square Associates, granting to  
the City a portion of Lot 1 of Speer Tract, Map-3789;  
dedicating the land as and for a public street and naming  
the same Rosecrans Place.

Subitem-D: (R-89-1144) ADOPTED AS RESOLUTION R-272546  
Approving the acceptance by the City Manager of an Offer to  
Dedicate deed of Hughes/Loma Square Associates, offering to  
dedicate for public street purposes a portion of Lot 1 of  
Speer Tract, Map-3789.

CITY MANAGER SUPPORTING INFORMATION: The proposed vacation

is in conjunction with Planned Commercial Development Permit PCD-88-0534 and a proposed consolidation parcel map. The PCD proposes redevelopment of Loma Square and utilization of the vacation area for parking and landscaping. The subject vacation is within the Midway Community Plan area and situated within a CA Zone. The area-of-vacation totals approximately 4,750 square feet and is included as part of the 687,652 square foot redevelopment site of which proposes a 205,097 square foot building area. The PCD-88-0543 was approved by the Planning Director on August 5, 1988. The proposed vacation is a street reservation, which was granted to the City but was never dedicated or improved as a public street. If dedicated, the right-of-way would serve as dedicated access only to the commercial site. The existing utilities within the vacation are will not be affected since easements are being provided. Access to development site is to be accommodated by a series of driveways which are under construction as part of the related Public and Land Development permits. In addition, access rights are to be revested adjacent to the northeasterly segment of the street reservation. Staff review has indicated that the street reservation to be vacated is no longer required for present or prospective public use and may be summarily vacated. Rosecrans Place is a frontage road adjacent to Rosecrans Street and is being realigned and dedicated ultimately to provide access to Rosecrans Street. The improvement of Rosecrans Place is shown on Engineering Drawing No. 24542-D, for which a permit will be issued and a bond, in the amount of \$34,791.00, posted to assure the work. The offer to dedicate street reservation is for property along the north side of the property adjacent to Midway Drive to accommodate widening of the street at some future date.

FILE LOCATION:

Subitem-A STRT J-2705 and DEED F-4749,

Subitem-B STRT J-2705 and DEED F-4750,

Subitem-C STRT J-2705 and DEED F-4751,

Subitem-D STRT J-2705 and DEED F-4752  
DEEDFY89-4

COUNCIL ACTION: (Tape location: A355-440.)

CONSENT MOTION BY McCOLL TO ADOPT. Second by McCarty. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

\* ITEM-S408: (R-89-1190) ADOPTED AS RESOLUTION R-272547

Approving the acceptance by the City Manager of a grant deed by Clifford Nelson and Neva E. Nelson, conveying to the City the North Quarter of the Southwest Quarter of the Southwest Quarter of Section 11, Township 12 South, Range 1 East, San Bernardino Meridian, according to the Official Plat; authorizing the expenditure of an amount not to exceed \$127,000 from Water Revenue Fund 41502, for the above acquisition.

(Pamo Valley Community Area.)

CITY MANAGER SUPPORTING INFORMATION: Over the past several years, the City has attempted to acquire several parcels of land still in private ownership in Pamo Valley. The most recent acquisition was of a 10-acre parcel in January 1987. The property owner has approached the City to buy his property for \$125,000. This is an opportunity to purchase a parcel of land we have desired to acquire in years past. This 10-acre parcel is completely surrounded by existing City Water Utilities' property. The acquisition of this parcel will eliminate an island of private ownership and round out the City's ownership in this area.

Aud. Cert. 8900519.

FILE LOCATION: DEED F-4753 DEEDFY89-1

COUNCIL ACTION: (Tape location: A355-440.)

CONSENT MOTION BY McCOLL TO ADOPT. Second by McCarty. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

ITEM-S409: (R-89-1176) ADOPTED AS RESOLUTION R-272548

Approving Item No. 1 and Item Nos. 3 through 11, for inclusion in the City of San Diego's 1989 Legislative Sponsorship Program, as set forth in Intergovernmental Relations Department Report IRD-88-35, entitled "1989 State Legislative Sponsorship Program", dated November 8, 1988. (See Intergovernmental Relations Department Report IRD-88-35.)

COMMITTEE ACTION: Reviewed by RULES on 11/30/88.

Recommendation to approve for sponsorship the proposed eleven legislative proposals, with the amendment to hold the "Prohibiting the sale of tickets for more than 50 percent of face value", proposal for additional review by IRD. On Item Nos. 1, 3, 4, 5, 6, 7, 9, 10 and 11, Districts 1, 2, 3, 7 and Mayor voted yea. On Item No. 8, Districts 2, 3, 7, and Mayor voted yea. District 1 voted nay.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: B020-101.)

Motion by Henderson to approve all the recommendations except No. 8, Reduction of Percentage of Votes Necessary to Adopt Indebtedness Propositions to 60%. Second by McCarty. No vote.

ALTERNATE MOTION BY FILNER TO APPROVE AS RECOMMENDED BY THE RULES COMMITTEE AND DIRECT THE INTERGOVERNMENTAL RELATIONS DEPARTMENT TO LOOK INTO LEGISLATION TO CHANGE THE DEFINITION OF "GANG" TO INCLUDE THE "SKINHEADS." Second by McCarty. Passed by the following vote: Wolfsheimer-yea except on Recommendation No. 8-nay, Roberts-yea, McColl-yea, Pratt-yea, Struiksma-yea, Henderson-nay, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

\* ITEM-S410: (R-89-1197) ADOPTED AS RESOLUTION R-272456

Applauding the efforts of the USA-USSR Historic Aviation Search, Inc. to locate and recover some important American airplanes, including the only known surviving B-25 from Jimmy Dolittle's April, 1942 raid over Japan during World War II, and the famous Russian N-209, piloted by Soviet aviator, Sigismund Levanevsky, and encouraging concerned individuals and businesses to share in the organization's endeavors.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A355-440.)

CONSENT MOTION BY MCCOLL TO ADOPT. Second by McCarty. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

\* ITEM-S411: (R-89-1199) ADOPTED AS RESOLUTION R-272549

Declaring that the City Council strongly urges the Port Commissioners of the San Diego Unified Port District to reaffirm its commitment to Affirmative Action and Equal Employment, both in hiring and contract opportunities.

(See memorandum from Council Member Pratt dated 11/15/88.)

COMMITTEE ACTION: Reviewed by RULES on 11/16/88.

Recommendation to adopt the requested Council Resolution, with amendment to recommend the implementation of a year-round youth training and employment program. Districts 3, 7 and Mayor voted yea. Districts 1 and 2 not present.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A355-440.)

CONSENT MOTION BY McCOLL TO ADOPT. Second by McCarty. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

ITEM-S412: (R-89-1167) ADOPTED AS RESOLUTION R-272550

Commending and congratulating Patricia Schaelchlin for her magnificent work and her extraordinary contribution to her community and her City in researching and writing the book, La Jolla - The Story of a Community 1887-1987.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A146-195.)

MOTION BY WOLFSHEIMER TO ADOPT ITEMS 203 AND S412. Second by McColl. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

\* ITEM-S413: (R-89-1149) ADOPTED AS RESOLUTION R-272551

Excusing Council Member Ron Roberts from attending the Council meeting of May 3, 1988, to attend to other City business relating to an Executive Director, Housing Commission interview in Norfolk, Virginia.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A355-440.)

CONSENT MOTION BY McCOLL TO ADOPT. Second by McCarty. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

\* ITEM-S414: (R-89-1150) ADOPTED AS RESOLUTION R-272552

Excusing Council Member Ron Roberts from attending the Special Council meeting of June 22, 1988, to attend to other City business relating to SANDAG.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A355-440.)

CONSENT MOTION BY McCOLL TO ADOPT. Second by McCarty. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

\* ITEM-S415: (R-89-1177) ADOPTED AS RESOLUTION R-272553

Excusing Council Member Ed Struiksma from attending the following meetings due to illness: The regularly scheduled Council meetings of September 15, 1987 and February 4, 1988 and the Special Council meeting and Redevelopment Agency meeting of September 15, 1987, May 18, 1988 and July 19, 1988.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A355-440.)

CONSENT MOTION BY McCOLL TO ADOPT. Second by McCarty. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

\* ITEM-S416: (R-89-1173) ADOPTED AS RESOLUTION R-272554

Approving the submission of a proposal under the California Beverage Container Recycling and Litter Reduction Act.

CITY MANAGER SUPPORTING INFORMATION: The Department of Conservation, Division of Recycling has made \$775,000 available for Litter Abatement and Recycling Activities in the current funding cycle. Proposals must be submitted to the DOC by December 15, 1988. Selected projects will be funded with the start date of March 1, 1989. The Waste Management Department requests approval to submit a proposal for five projects qualifying for possible funding under these guidelines. All proposed projects support the City's Recycling Plan and would contribute to the goal of reducing the volume material disposed of in the landfill.

1. Expansion of the City Office Paper Recycling Program to provide for the collection of beverage containers. DOC funding would purchase beverage recycling containers to be placed in City offices.
2. Downtown Sidewalk Litter and Recycling project to encourage the collection and separation of beverage containers. Provides funds for additional litter cans with attached beverage container collection baskets and baskets for 180

existing containers.

3. Tierrasanta Community Recycling Project will develop a "Zoned: collection program for newsprint, glass, plastic and aluminum." Funds approximately 25 neighborhood collection sites and a community education/program campaign.
4. Block Leader Program to support the City's Curbside Recycling project. Funds programs to encourage participation and involvement in recycling through a network of community volunteers.
5. Support of the Community education and outreach programs with the funding of a desk top publishing system. The system will be used to produce newsletters for the Block Leader Program, school recycling project and non-profit organizations and to provide graphic support for recycling promotion efforts.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A355-440.)

CONSENT MOTION BY McCOLL TO ADOPT. Second by McCarty. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

ITEM-S417: (R-89-1178) ADOPTED AS RESOLUTION R-272555

Authorizing the execution of an agreement with the San Diego County Water Authority, the Padre Dam Municipal Water District, and the County of San Diego to perform a joint "San Diego River Basin Water Reclamation Study"; authorizing the City Auditor and Comptroller to transfer an amount not to exceed \$30,000 within the Sewer Revenue Fund (41506), from the Unallocated Reserve (70697) to the Special Projects Capital Improvements Program (70792), Modified Wastewater Treatment Facilities Plan, CIP-46-147.0; authorizing the expenditure of an amount not to exceed \$30,000 from the Sewer Revenue Fund (41506), Modified Wastewater Treatment Facilities Plan, CIP-46-147.0, for the purpose of providing funds for the City's portion of the above project.

(See City Manager Report CMR-88-587. Midway, Mission Valley, Navajo and Mission Trails Community Areas. Districts-2, 3, 5, 6 and 7.)

COMMITTEE ACTION: Reviewed by PSS on 11/30/88.

Recommendation to approve. Districts 3, 6 and 7 voted yea. Districts 2 and 4 not present.

WU-SP-89-078.

FILE LOCATION: MEET CONFY89-3

COUNCIL ACTION: (Tape location: B102-120.)

MOTION BY ROBERTS TO ADOPT. Second by McColl. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

ITEM-S418: (R-89-1183) ADOPTED AS RESOLUTION R-272556

Authorizing the execution of a Letter Amendment dated November 4, 1988, to the agreement with Freilich, Leitner, Carlisle and Shortlidge to provide for: 1) Phase III Compensation of \$80,000, 2) Extension of the term of the agreement to June 30, 1989 and 3) Payment for services related to preparation of Council Policy on Development Agreements.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: B120-561.)

Motion by McCarty to approve 1) of the resolution and disapprove 2) and 3). Second by Henderson. No vote.

SUBSTITUTE MOTION BY FILNER TO ADOPT THE RESOLUTION AND DIRECT STAFF TO REPORT BACK TO COUNCIL IN JANUARY ON THE SCOPE OF SERVICES FOR DR. FREILICH. Second by Wolfsheimer. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-yea, Struiksma-not present, Henderson-yea, McCarty-nay, Filner-yea, Mayor O'Connor-yea.

\* ITEM-S419: (R-89-1195) ADOPTED AS RESOLUTION R-272557

Authorizing the execution of an agreement with San Diego County Certified Development Corporation to carry out the Community Development Block Grant (CDBG) Program within the City of San Diego; authorizing the City Manager to extend the existing multi-year agreement for Certified Development Corporation monitoring with George Peterson and Associates from July 1, 1989 to December 31, 1989; authorizing the City Auditor and Comptroller to expend \$12,120 from CDBG Fiscal Year 1989 Fund 18525, for such services for the period of January 1, 1989 to December 31, 1989; authorizing the expenditure of an amount not to exceed \$5,350 from CDBG Fiscal Year 1989 Fund 18525, for audit of the CDC by the firm of Quezada Navarro and Company for the CDC year ending September 31, 1988; authorizing the City Auditor and Comptroller to transfer an amount not to exceed \$212,000 from CDBG Program Income Fund 18502 to CDBG

Fiscal Year 1989 Fund 18525; authorizing the expenditure of an amount to exceed \$194,530 from CDBG Fiscal Year 1989 Fund 18525, for the purpose of providing funds for the execution of the agreement with the Certified Development Corporation.

CITY MANAGER SUPPORTING INFORMATION: The San Diego County Certified Development Corporation (CDC) is a Community Development Block Grant (CDBG) funded nonprofit corporation providing loan packaging and technical assistance to small businesses in San Diego. The proposed agreement would use a 1989 CDBG allocation of \$212,000. Of this amount, \$12,120 has been allocated for the purpose of monitoring the CDCs ongoing finances and \$5,350 has been allocated to perform a year end audit, leaving a remaining balance of \$194,530 available to finance CDC operations. This action would authorize the expenditure of the \$194,530 and approve the related agreement between the City and the CDC. It would also extend the existing three year contract with the program monitor to coincide with the City/CDC contract year and authorize the expenditure of funds for monitor and audit activities.

Aud. Cert. 8900522.

FILE LOCATION: MEET CONFY89-1

COUNCIL ACTION: (Tape location: A355-440.)

CONSENT MOTION BY McCOLL TO ADOPT. Second by McCarty. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

\* ITEM-S420: (R-89-1189) ADOPTED AS RESOLUTION R-272558

Authorizing the execution of an agreement with Torrey Pines Hotel Associates for the construction of a Fire Department emergency access road at the Torrey Pines Golf Course; authorizing the expenditure of an amount not to exceed \$34,489 from CIP-29-648, Torrey Pines Golf Course Requirements, Torrey Pines Improvement Fund No. 10530, for the purpose of providing funds for the execution of the above agreement; authorizing the City Auditor and Comptroller, upon advice from the administering department, to transfer excess budgeted funds, if any, to the appropriate reserves.

(University Community Area. District-1.)

CITY MANAGER SUPPORTING INFORMATION: A new golf cart storage and pro shop facility is being constructed at Torrey Pines by Torrey Pines Hotel Associates under the terms of their

lease with the City. The building permit, consistent with Fire Department requirements, provides for an emergency access road, with an asphalt surface. Because of aesthetics, durability, and consistency with other improvements planned by the City, it is most desirable that the road be constructed of concrete rather than asphalt. Torrey Pines Hotel Associates has offered to provide the concrete road subject to reimbursement for their additional cost of \$34,489. Staff is satisfied that this cost is reasonable. The alternative of reconstructing the asphalt road at a later date would significantly increase the cost of achieving a concrete road. The agreement will enable completion of the concrete road in advance of the February, 1989 Shearson Lehman Hutton Open Golf Tournament.

Aud. Cert. 8900521.

FILE LOCATION: MEET CONFY89-1

COUNCIL ACTION: (Tape location: A355-440.)

CONSENT MOTION BY McCOLL TO ADOPT. Second by McCarty. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

#### ITEM-S421: (O-89-123) FIRST HEARING HELD

First public hearing in the matter of:

Amending the Annual Appropriation Ordinance to incorporate repayment of \$100,000 from the Redevelopment Agency (CCDC) and allocating said funds to the General Fund 100, Special Promotional Programs (91500) for further allocation to the new Heritage Theatre, Inc., dba Gaslamp Quarter Theatre.

(See memorandum from CCDC Executive Vice President dated 12/2/88.)

NOTE: See Item S500 on the Supplemental docket for Tuesday, December 13, 1988 for the introduction and adoption of the Ordinance.

FILE LOCATION:

COUNCIL ACTION: (Tape location: H175-362.)

MOTION BY FILNER TO APPROVE. Second by Struiksma. Passed by common consent by the following vote: Yeas-1,2,3,4,5,6,7,8,M.

#### ITEM-S422: (R-89-1186) ADOPTED AS RESOLUTION R-272559

Council consideration of the following nominees to serve on the San Diego Data Processing Corporation Board of Directors to fill 4 existing vacancies:

(See memorandum from Mayor O'Connor dated 12/5/88 with resumes attached.)

NAME	CATEGORY REPRESENTED
Roger Talamantez (Re-election)	Data Processing
Mario Tilaro (Re-election)	General Business
David Williams (To replace William L. Hoese, whose term has expired.)	Law
Ann Davis McNeil (To replace Arvella Murray, who has resigned.)	General Business

After public discussion and deliberation, re-electing Roger Talamantez and Mario Tilaro to the Board of Directors of the San Diego Data Processing Corporation, for three-year terms to expire July 1, 1991; and electing David Williams to the Board of Directors of the San Diego Processing Corporation for a term to expire July 1, 1990, and Ann Davis McNeil to serve out the term of Avella Murray, who has resigned, for a term to expire July 1, 1989.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A355-440.)

CONSENT MOTION BY McCOLL TO ADOPT. Second by McCarty. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

ITEM-S423: (R-89-1185) ADOPTED AS RESOLUTION R-272560

Council confirmation of the following appointments and reappointments by the Mayor to serve as members of the Citizens Equal Opportunity Commission, in the "City at Large" category, for terms ending January 1, 1990:

(See memorandum from Mayor O'Connor dated 12/5/88 with resumes attached.)

NAME
Reverend Leola A. Arnold (To replace Dr. Ellis H. Casson, whose term has expired.)
Judith Abeles (To replace Al Hunter, whose term has expired.)
Dennis Magee (To replace John W. Stump, whose term has expired.)
Loretta Kiner

(To replace Raymond Uzeta, whose term has expired.)

Porfirio Q. Ambrosio

(Reappointment.)

Carol Council

(Reappointment.)

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A355-440.)

CONSENT MOTION BY McCOLL TO ADOPT. Second by McCarty. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

ITEM-S424: (R-89-1174) ADOPTED AS RESOLUTION R-272561

Council consideration of the following nominees to serve as members of the Downtown Marketing Consortium Executive Board:

Alison DaRosa - Member at Large

Lee H. Stein - Member at Large

Alan Ziegaus - Member at Large

Ron Oliver - Central City Association

Lee Grissom - Greater San Diego Chamber of Commerce

Pam Hamilton - Executive Director, CCDC

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A355-440.)

CONSENT MOTION BY McCOLL TO ADOPT. Second by McCarty. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

ITEM-S425: (R-89-1184) ADOPTED AS RESOLUTION R-272562

Council confirmation of the appointment by the Mayor of Scott Bernet to serve as a member of the Planning Commission, for a four-year term expiring January 28, 1992, to replace Paula G. Oquita, whose term has expired. (See memorandum from Mayor O'Connor dated 12/5/88 with resume attached.)

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A518-617.)

MOTION BY ROBERTS TO ADOPT. Second by Pratt. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

ITEM-S426: (R-89-1120) ADOPTED AS RESOLUTION R-272563

Declaring that the City will contribute monies for consultant services for development of the Central Bayfront area; authorizing the execution of an agreement with the consultant in conjunction with the joint participation agreement with SANDAG; authorizing the expenditure of an amount not to exceed \$7,000 from the General 100 Fund for the above services.

**CITY MANAGER SUPPORTING INFORMATION:** The additional scope of services requires that the consultant complete and furnish the following products:

**Task 1: Update Data Base of existing conditions from the Development Strategies Study.**

The most important part of this task will be to understand Bayfront development that has occurred since the study, as well as the most current status of potential future development such as the Navy's Broadway Complex, County Administrative Center, and the Santa Fe sites. Any changes or new plans, policies, or regulatory controls must also be identified.

**Task 2: Confirm/Distill Goals and Objectives for Waterfront Development.**

The goals and policies for the waterfront as contained in the CCPC Centre City Concept Plan will be used as a point of departure for developing alternative concept plans for the Central Bayfront.

**Task 3: Develop Alternative Concept Plans for the Central Bayfront.**

Alternative physical concepts for the Bayfront will be developed to portray a range of potential development for the study area. The basis for these alternatives will be:

Goals, policies, and design precepts as documented in the CCPC Centre City Community Plan and distilled in Task 2.

Existing and planned patterns of development.

Potentials and constraints of the study area as determined in the prior study effort and updated in Task 1.

The Alternative concepts will be developed as a series of maps and related descriptive information to show:

The locations and functions of major activity nodes.

The land use types that would be appropriate for each node.

Major open space linkages within and between activity nodes, and between the Central Bayfront and upland areas.

Recommended densities for each activity node as well as range of values for height, bulk, bay views, parking,

circulation, and open space.

Task 4: Evaluate Alternative Concept Plans.

The concept plans would be evaluated through the systematic application of a uniform set of criteria to each alternative.

Criteria would include:

Responsiveness to goals and policies of the CCPC Centre City Community Concept Plan.

Ease of implementation/administration within the Separate Jurisdictions.

Aud. Cert. 8900462.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: H363-416.)

MOTION BY ROBERTS TO ADOPT. Second by Filner. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-not present, Struiksma-not present, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

ITEM-S427: (R-89-1191) CONTINUED TO DECEMBER 13, 1988, 10:00 A.M.

Authorizing the City Manager to consent to the assignment of the 55-year lease agreement for the 2.27-acre City-owned property at Morena Boulevard and Balboa Avenue from Sumner Enterprises to MTDB and the termination of the lease agreement; authorizing the City Manager to negotiate with MTDB for a joint venture consisting of a public transit station and a private revenue-generating development with all revenue from private development going to the City.

(See City Manager Report CMR-88-609. Clairemont Community Area. District-6.)

FILE LOCATION: --

COUNCIL ACTION: (Tape location: G328-330.)

MOTION BY HENDERSON TO CONTINUE TO DECEMBER 13, 1988, AT HIS REQUEST. Second by Filner. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-not present.

ITEM-S428: (R-89-1152) ADOPTED AT A PREVIOUS MEETING

Accepting the two Quarterly Equal Opportunity Reports submitted by the Personnel Director.

(See Personnel Director's Reports, dated November 8, 1988 and September 14, 1988.)

COMMITTEE ACTION: Reviewed by RULES on 11/16/88.

Recommendation to accept the Personnel Director's Reports.

Districts 3, 7 and Mayor voted yea. Districts 1 and 2 not present.

FILE LOCATION: --

ITEM-S429: (R-89-1188) ADOPTED AS RESOLUTION R-272564

Authorizing the City Manager to execute a memorandum of agreement with the California State Water Resources Control Board, the United States Section of the International Boundary and Water Commission, and the United States Environmental Protection Agency, to coordinate the efforts of said agencies in construction of the South Bay Land Outfall and related projects; modifying the Fiscal Year 1989 Capital Improvements Program by adding CIP-46-154.0, Joint International Land Outfall Project; authorizing the City Auditor and Comptroller to transfer an amount not to exceed \$300,000 within the Sewer Revenue Fund (41506) from the Unallocated Reserve (70697) to the Special Projects Wastewater Capital Improvements Program (70792) for the Joint International Land Outfall Project (CIP-46-154.0); authorizing the expenditure of an amount not to exceed \$300,000 from the Sewer Revenue Fund (41506), Joint International Land Outfall (CIP-46-154.0) for the purpose of providing funds for the City's share of project design and initial work on right-of-way acquisition in the above project.

(See City Manager Report CMR-88-551. San Ysidro and Tijuana River Valley Community Areas. District-8.)

COMMITTEE ACTION: Reviewed by PSS on 11/16/88.

Recommendation to approve the M.O.U. Districts 2, 3 and 7 voted yea.

Aud. Cert. 8900472.

WU-SP-89-064.

FILE LOCATION: MEET CONTFY89-1

COUNCIL ACTION: (Tape location: A355-440.)

CONSENT MOTION BY McCOLL TO ADOPT. Second by McCarty. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

NON-DOCKET ITEMS:

None.

COUNCIL COMMENT:

None.

PUBLIC COMMENT:

None.

ADJOURNMENT:

The meeting was adjourned by Mayor O'Connor at 11:46 p.m.  
in honor of the memory of Dr. Brad Truax and Toni Michetti.

FILE LOCATION: AGENDA

COUNCIL ACTION: (Tape location: N394).